

THE NATIONAL ARCHIVES
LITTERA
SCRIPTA
MAHET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 10 NUMBER 191

Washington, Wednesday, October 3, 1915

The President

EXECUTIVE ORDER 9635

ORGANIZATION OF THE NAVY DEPARTMENT AND THE NAVAL ESTABLISHMENT

By virtue of the authority vested in me by Title I of the First War Powers Act (55 Stat. 838; 50 U. S. Code 601, Supp. IV), and other applicable statutes, as Commander in Chief of the Army and Navy, and as President of the United States, it is hereby ordered as follows:

1. In order to provide for the more effective integration of its activities, the Navy Department shall hereafter be organized to take cognizance of the major groupings of: military matters; general and administrative matters; business and related industrial matters. The structure of the organization to accomplish this purpose shall be such as the Secretary of the Navy may deem appropriate and necessary, with due regard for the necessity for delegation and decentralization.

2. The Secretary of the Navy shall prescribe such duties for the Under Secretary of the Navy and the Assistant Secretaries of the Navy, and may transfer to, from, and among the offices and bureaus of the Navy Department such of their functions and duties, as may be appropriate and necessary to effectuate the provisions of this order.

3. As used in this order, the term "naval establishment" means naval sea, air and ground forces—vessels of war, aircraft, auxiliary craft and auxiliary activities, and the personnel who man them—and the naval agencies necessary to support and maintain the naval forces and to administer the Navy as a whole; the term "Navy Department" means the executive part of the naval establishment at the seat of the Government.

The Marine Corps is an integral part of the naval establishment. In time of war or when the President shall so direct, the Coast Guard is a part of the naval establishment.

4. The Chief of Naval Operations

(a) shall be the principal naval adviser to the President and to the Secretary of the Navy on the conduct of war, and principal naval adviser and military executive to the Secretary of the

Navy on the conduct of the activities of the naval establishment.

(b) shall have command of the operating forces comprising the several fleets, seagoing forces, sea frontier forces, district and other forces, and the related shore establishments of the Navy, and shall be responsible to the Secretary of the Navy for their use in war and for plans and preparations for their readiness for war.

(c) shall be charged, under the direction of the Secretary of the Navy, with the preparation, readiness and logistic support of the operating forces, comprising the several fleets, sea-going forces, sea frontier forces, district and other forces, and related shore establishments of the Navy, and with the coordination and direction of effort to this end of the bureaus and offices of the Navy Department.

5. The staff of the Chief of Naval Operations shall be composed of such numbers of Vice Chiefs of Naval Operations, Deputy Chiefs of Naval Operations, Assistant Chiefs of Naval Operations, a Naval Inspector General, and other officers as may be considered by the Secretary of the Navy to be appropriate and necessary for the performance of the duties herein prescribed for the Chief of Naval Operations.

6. There shall be in the Navy Department

(a) An office charged with coordination and correlation of the activities of bureaus and offices, as the Secretary of the Navy may direct, to effectuate common policies of procurement, contracting and production of material throughout the Naval establishment.

(b) An office charged, as the Secretary of the Navy may direct, with the coordination of naval research, experimental, test and development activities and with such other related duties as may be appropriate.

7. The bureaus and offices of the Navy Department, in addition to the Chiefs of such bureaus and offices, shall be staffed by such officers, including a Deputy and one or more Assistant Chiefs, as may be determined to be appropriate and necessary by the Secretary of the Navy.

8. During the temporary absence of the Secretary of the Navy, the Under

(Continued on p. 12421)

CONTENTS

THE PRESIDENT

EXECUTIVE ORDER:	Page
Navy Department and naval establishment, organization	12419

REGULATIONS AND NOTICES

AGRICULTURE DEPARTMENT:	
Poultry and processed poultry (WFO 159, termination)	12421
Salaries and wages of agricultural labor:	
Idaho, topping and loading sugar beets in certain counties (2 documents)	12423, 12424
Minnesota, harvesting potatoes in certain counties (Corr.)	12425
Oregon, harvesting potatoes in Baker County	12424

ALIEN PROPERTY CUSTODIAN:

Vesting orders, etc.:	
Dittrich, Eva	12460
Dudas, John	12461
Graubel, Christian Joseph	12459
Halter, Pauline	12461
Helst, Maria	12459
Mayer, Samuel	12461
Moormeier, George	12462
Pomrehn, Herman, and Beck Nelson	12462
Proctor, Edna D., et al.	12462
Simon, Ludwig	12463
Speidel, Eleanor E.	12459
Tatsumi Engineering Co., Ltd.	12460
Tebbenhoff, Henry	12463

CHILDREN'S BUREAU:

Employment of minors between 14 and 16 years of age:	
Fruit and vegetable packing industry	12423
Fruit-drying industry	12423
Raw shrimp houses	12423
Occupations hazardous for employment of minors or detrimental to their health or well-being; operation of power-driven woodworking machines	12423

CIVIL AERONAUTICS ADMINISTRATOR:

Redesignation of airway traffic control areas; miscellaneous amendments	12422
Redesignation of civil airways; miscellaneous amendments	12422

(Continued on p. 12420)



Published daily, except Sundays, Mondays, and days following legal holidays, by the Division of the Federal Register, the National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

NOTICE

1944 Supplement

Book 1 of the 1944 Supplement to the Code of Federal Regulations, containing Titles 1-10, including Presidential documents in full text, is now available from the Superintendent of Documents, Government Printing Office, at \$3.00 per copy.

A limited sales stock of the Cumulative Supplement and the 1943 Supplement is still available as previously announced.

CONTENTS—Continued

CIVIL AERONAUTICS BOARD:	Page
Accident occurring near Chicago, Ill., hearing.....	12457
Air-traffic control-tower operator certificates; identification card.....	12422
Mechanic certificates; identification card.....	12422
COAST GUARD:	
Approval of equipment; miscellaneous amendments.....	12473
FEDERAL TRADE COMMISSION:	
Lakeland Highlands Canning Co., Inc., hearing.....	12458
INTERSTATE COMMERCE COMMISSION:	
Car service:	
Closed box cars, demurrage charges.....	12455
Fruits and vegetables, shipments to Potomac Yards, Va.....	12455
Grain or seeds for orders, restriction on holding at Minnesota points.....	12455
Permit agent, appointment with respect to grain.....	12455
Shipments to Mexico on straight bills of lading.....	12456

CONTENTS—Continued

INTERSTATE COMMERCE COMMISSION—Continued.	Page
Car service—Continued.	
State Belt Railroad of California, demurrage.....	12456
Permit agent, appointment with respect to grain.....	12459
Sand and gravel weighing restricted.....	12459
Terminals, joint use of at Memphis, Tenn.....	12456
LABOR DEPARTMENT. See also Children's Bureau.	
Findings as to war contracts:	
Calloway Cartage Co.....	12457
Certified Motor Transport and Mercury Motor Freight Lines.....	12457
Coleman Bros. Cartage Co.....	12457
Love Field Cartage Co.....	12457
Preston, H. H., Trucking Co.....	12457
Union Transfer Co.....	12457
OFFICE OF DEFENSE TRANSPORTATION:	
Conservation of rail equipment; carload freight traffic.....	12456
Direction of traffic movement; shipments of commercial freight (2 documents).....	12456
OFFICE OF PRICE ADMINISTRATION:	
Adjustments and pricing orders:	
Addington, Dave, et al.....	12464
Becerra, Frank.....	12467
Cadieux, Joseph A.....	12466
Central Elkhorn Coal Co. et al.....	12465
Comondo Cigar Co.....	12466
Copeland Refrigeration Corp.....	12469
Cudahy Packing Co. et al.....	12468
Eagle Branch Coal Co. et al.....	12464
Electric Household Utilities Corp.....	12469
Farler, Pearl, et al.....	12463
Gradiatz, Annis & Co., Inc.....	12466
M. S. Cigar Manufacturer.....	12467
Morales Cigar Co.....	12466
Beef, kosher, veal, lamb and mutton cuts, etc. (MPR 394, Am. 18).....	12446
Canadian National Railways, surrender of ration evidences (Rev. RO 16, Admin. Except. Order 12 and 2d Rev. RO 3, Admin. Except. Order 7).....	12468
Cloths, wiping, unwashed and washed (MPR 484, Am. 4).....	12446
Contractor inventory sales (SO 130, Am. 1).....	12445
Defense rental areas:	
Designation of certain areas and rent declarations relating to such areas (Rent. Des. 25, Am. 37).....	12446
Hotels and rooming houses (Am. 65).....	12438
Housing (Am. 70).....	12438
Food products (Group I), general pricing provisions (FPR 1, Am. 2).....	12446
Fruits, berries, and vegetables, 1945 and later packs (FPR 1, Am. 2 to Supp. 13).....	12439
Fruits and vegetables, fresh (MPR 426, Am. 145).....	12447
Paperboard:	
Certain products (RMPR 187, Am. 7).....	12446
Sold east of Rocky Mountains (RPS 32; Am. 24).....	12445

CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION—Continued.	Page
Regional and district office orders; community ceiling prices, lists of orders filed (3 documents).....	12470, 12471
Rice, rough (MPR 518, incl. Amdts. 1-7).....	12448
Washing machines, domestic (RPS 86, Am. 4).....	12445
RECONSTRUCTION FINANCE CORPORATION:	
Stripper well compensatory adjustments.....	12451
SECURITIES AND EXCHANGE COMMISSION:	
Hearings, etc.:	
American Power & Light Co., and Central Arizona Light and Power Co.....	12473
Middle West Corp. et al.....	12472
SURPLUS PROPERTY BOARD:	
Disposal agencies, designation, and procedures for reporting surplus property located within continental U. S., its territories and possessions; forms for declaration of surplus.....	12451
Foreign disposal.....	12452
Forms for declaration of surplus.....	12454
Surplus property, use for care and handling.....	12451
TREASURY DEPARTMENT:	
Foreign funds control:	
Communications and transactions with Italy, Bulgaria, Hungary and Rumania.....	12425
Transactions with respect to any blocked foreign patent, trademark, or copyright.....	12425
WAR DEPARTMENT:	
Transportation of individuals; miscellaneous amendments.....	12421
WAR PRODUCTION BOARD:	
Aviation gasoline of 73 and 80 octane ratings for civilian aviation purposes, aircraft or aircraft engines; distribution (Dir. 38, revocation).....	12426
Bituminous and petroleum coke, distribution (Dir. 33).....	12426
Civilian items:	
Rayon (M-328B, Am. 2 to Sch. J).....	12438
Wool (M-328B, Am. 2 to Sch. K).....	12438
Cotton fabrics, set asides for fourth quarter, 1945 (M-328B, Am. 1 to Dir. 7).....	12438
Engines, internal combustion, and generator sets for farmers (Dir. 28, revocation).....	12426
Film, 35 mm (Dir. 17, revocation).....	12426
Hampden Brass Co., et al.; consent order.....	12473
Lumber, farm (Dir. 26, revocation).....	12426
Newspapers and other users of newsprint (L-240).....	12434
Preference rating authority for War Food Administrator (Dir. 37, revocation).....	12426

CONTENTS—Continued

WAR PRODUCTION BOARD—Con.	Page
Priorities system operation, applicable regulations (PR 3)	12427
Blanket MRO ratings, identification (PR 3, revocation of Int. 11)	12430
CMP L-224 and GA-1456 authorization (PR 3, revocation of Int. 4)	12429
Electronic intercommunicating systems (PR 3, revocation of Int. 8)	12429
Fire protective equipment (PR 3, revocation of Int. 3)	12429
List A references to orders which have been revoked (PR 3, Int. 15)	12430
Machinery, leased, use of rating to obtain (PR 3, Int. 10)	12429
MRO ratings assigned under P-98-b are not blanket MRO ratings (PR 3, revocation of Int. 9)	12429
Orders, other, restrictions (PR 3, Int. 5)	12429
Ratings, time limit on use (PR 3, Int. 13)	12430
Ratings to get materials processed, limitations on right to use (PR 3, revocation of Int. 7)	12429
Special sales (PR 13; Dir. 3) (2 documents)	12430, 12434
Unfilled orders (PR 3, Int. 2)	12429

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations amended or added by documents published in this issue. Documents carried in the Cumulative Supplement by uncodified tabulation only are not included within the purview of this list.

TITLE 3—THE PRESIDENT:	Page
Chapter II—Executive orders:	
9635	12419
TITLE 10—ARMY: WAR DEPARTMENT:	
Chapter IX—Transport:	
903—Transportation of individuals	12421
TITLE 14—CIVIL AVIATION:	
Chapter I—Civil Aeronautics Board:	
Part 24—Mechanic certificates	12422
Part 26—Air-traffic control-tower operator certificates	12422
Chapter II—Administrator of Civil Aeronautics:	
Part 600—Designation of civil airways	12422
Part 601—Designation of airway traffic control areas, airport approach zones, airport traffic zones and radio fixes	12422
TITLE 29—LABOR:	
Chapter IV—Children's Bureau:	
Part 441—Employment of minors between 14 and 16 years of age (3 documents)	12423

CODIFICATION GUIDE—Continued

TITLE 29—LABOR—Continued.	Page
Chapter IV—Children's Bureau—Continued.	
Part 422—Occupations particularly hazardous for employment of minors between 16 and 18 years of age or detrimental to their health or well-being	12423
Chapter IX—Department of Agriculture (Agricultural Labor):	
Part 1103—Salaries and wages, Idaho (2 documents)	12423, 12424
Part 1110—Salaries and wages, Oregon	12424
Part 1117—Salaries and wages, Minnesota	12425
TITLE 31—MONEY AND FINANCE: TREASURY:	
Chapter I—Monetary Offices, Department of Treasury:	
Part 131—General licenses under E. O. 8389, April 10, 1940, as amended, and regulations issued pursuant thereto	12425
Appendix B—Public Circulars under E. O. 8389, April 10, 1940, as amended, and regulations issued pursuant thereto	12425
TITLE 32—NATIONAL DEFENSE:	
Chapter IX—War Production Board:	
Part 903—Delegations of authority (6 documents)	12426
Part 944—Regulations applicable to operation to priorities system (14 documents)	12427, 12429, 12430, 12434
Chapter XIX—Reconstruction Finance Corporation:	
Part 7007—Stripper well compensatory adjustments	12451
Chapter XXIII—Surplus Property Board:	
Part 8301—Designation of disposal agencies and procedures for reporting surplus property located within continental U. S., its territories and possessions	12451
Part 8308—Foreign disposal (2 documents)	12452, 12454
TITLE 49—TRANSPORTATION AND RAILROADS:	
Chapter II—Office of Defense Transportation:	
Part 502—Direction of traffic movement	12456

Secretary of the Navy, the Assistant Secretary of the Navy, the Assistant Secretary of the Navy for Air, and the Chief of Naval Operations, in that order, shall be next in succession to act as the Secretary of the Navy. In the absence of the Chief of Naval Operations, the Vice and Deputy Chiefs of Naval Operations shall be next in succession in accordance with relative rank.

9. Nothing in this order is intended to modify the statutory authority, duties or responsibilities of the Secretary of the Navy, nor shall it be so construed.

10. Executive Orders 8934 of December 18, 1941 and 9096 of March 12, 1942 (as amended by Executive Order 9528 of March 2, 1945) are hereby revoked.

HARRY S. TRUMAN

THE WHITE HOUSE,
September 29, 1945.

[P. R. Doc. 45-16275; Filed, Oct. 2, 1945; 10:39 a. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 119, as amended, Termination]

PART 1414—POULTRY

POULTRY AND PROCESSED POULTRY

War Food Order No. 119, as amended (9 F.R. 14269; 10 F.R. 6, 103, 126, 10419, 11045, 11981), is hereby terminated at 12:01 a. m., e. w. t., October 1, 1945, and all processed poultry which has been set aside but not purchased by a U. S. Army Quartermaster Market Center at the effective time of this termination action is released, as of the effective time of this termination action, from all restrictions of the said War Food Order No. 119, as amended.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 119, as amended, prior to the effective time of this termination action, all provisions of the said War Food Order No. 119, as amended, in effect prior to the effective time of this termination action shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8037)

Issued this 23th day of September 1945.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[P. R. Doc. 45-16247; Filed, Oct. 1, 1945; 3:27 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter IX—Transport

PART 903—TRANSPORTATION OF INDIVIDUALS

MISCELLANEOUS AMENDMENTS

1. Rescind § 903.1 (a) (2) as follows:

§ 903.1 Dependents—(a) To whom transportation furnished. * * *

(2) Army of the United States personnel. [Rescinded]

2. Rescind § 903.4 and substitute the following:

§ 903.4 *Enlisted persons, upon retirement*—(a) *Transportation*. Subject to paragraph (b) below, transportation from the last duty station to the home of the individual concerned will be furnished an enlisted person upon retirement, provided that such person may not select as a residence a foreign country and receive transportation thereto.

(b) *Time limit*—(1) *General*. Except as provided in (2) below, a period ending 1 year after the termination of the wars in which the United States is now engaged or 1 year after the effective date of retirement, whichever is later, is fixed for military reasons as the time during which transportation authorized in (a) above may be furnished for the commencing of travel of retired enlisted persons.

(2) *Exception; hospitalization*. If the individual is confined in a hospital undergoing medical treatment on the effective date of retirement and continuously therefrom in hospitals during the fixed period specified in (1) above, or beyond, the transportation may be furnished for travel commencing within 60 days from the date of discharge from such medical treatment: *Provided*, That the application for transportation is supported by a statement of the responsible medical officer certifying as to said extent of medical treatment. The original statement, annotated with the serial numbers of the transportation requests issued, will be sent by the transportation officer to the disbursing officer designated to pay the carrier's bill. A copy of the statement will be retained with the transportation officer's copy of the transportation request. No other copies of the statement are necessary.

(c) *Sleeping-car accommodations*. Whenever transportation is authorized under the conditions of (a) and (b) above, sleeping-car accommodations will be furnished to the extent authorized in TM 55-525.¹ (R.S. 161, 56 Stat. 364; 5 U.S.C. 22, 37 U.S.C. Sup., 112) [AR 55-120, 26 April as amended by C14, 17 Sep. 1945]

[SEAL] ROBERT H. DUNLOP,
Brigadier General,
Acting The Adjutant General.

[F. R. Doc. 45-18243; Filed, Oct. 1, 1945; 2:25 p. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Amdt. 24-1]

PART 24—MECHANIC CERTIFICATES

MECHANIC IDENTIFICATION CARD

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 25th day of September 1945.

Effective September 25, 1945, § 24.54 of the Civil Air Regulations is repealed.

¹ Regulations pertaining to sleeping-car accommodations.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 45-18271; Filed, Oct. 2, 1945; 10:15 a. m.]

[Amdt. 28-2]

PART 26—AIR-TRAFFIC CONTROL-TOWER OPERATOR CERTIFICATES

IDENTIFICATION CARD

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 25th day of September 1945.

Effective September 25, 1945, § 26.59 of the Civil Air Regulations is repealed. (52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 45-18272; Filed, Oct. 2, 1945; 10:15 a. m.]

Chapter II—Administrator of Civil Aeronautics

[Amdt. 86]

PART 600—DESIGNATION OF CIVIL AIRWAYS

MISCELLANEOUS AIRWAYS

SEPTEMBER 20, 1945.

Acting pursuant to the authority vested in me by section 302 of the Civil Aeronautics Act of 1938, as amended, I hereby amend Part 600 of the regulations of the Administrator of Civil Aeronautics as follows:

Redesignation of Civil Airways: Red Civil Airway Nos. 3 and 33. Blue Civil Airway No. 19

1. By amending § 600.10202 *Red civil airway No. 3 (Philipsburg, Pa., to New York, N. Y.)* to read as follows:

§ 600.10202 *Red civil airway No. 3 (Philipsburg, Pa., to Hartford, Conn.)*. From the Philipsburg, Pa., radio range station to the Harrisburg, Pa., radio range station. From the Philadelphia, Pa., radio range station via the intersection of the center lines of the on course signals of the northeast leg of the Philadelphia, Pa., radio range and the southwest leg of the New York, N. Y. (New York, LaGuardia Field), radio range to the intersection of the center lines of the on course signals of the east leg of the Allentown, Pa., radio range and the southwest leg of the New York, N. Y. (New York, LaGuardia Field), radio range. From the New York, N. Y. (New York, LaGuardia Field), radio range station to the intersection of the center lines of the on course signals of the northeast leg of the New York, N. Y. (New York, LaGuardia Field), radio range and the northeast leg of the Newark, N. J., radio range.

2. By amending § 600.10232 *Red civil airway No. 33 (Harrisburg, Pa., to Stewart Field, N. Y.)* to read as follows:

§ 600.10232 *Red civil airway No. 33 (Harrisburg, Pa., to Boston, Mass.)*. From the intersection of the center lines of the on course signals of the east leg of the Harrisburg, Pa., radio range and the southwest leg of the Allentown, Pa., radio range via the Allentown, Pa., radio range station to the Stewart Field, N. Y., radio range station. From the intersection of the center lines of the on course signals of the west leg of the Providence, Rhode Island, radio range and the southwest leg of the Boston, Mass., radio range to the intersection of the center lines of the on course signals of the southeast leg of the Westfield, Mass., radio range and the southwest leg of the Boston, Mass., radio range.

3. By amending § 600.10318 to read as follows:

§ 600.10318 *Blue civil airway No. 19 (Melbourne, Fla., to Orlando, Fla.)*. From the Melbourne, Fla., radio range station via the intersection of the center lines of the on course signals of the northwest leg of the Melbourne, Fla., radio range and the southeast leg of the Orlando, Fla., radio range to the Orlando, Fla., radio range station.

This amendment shall become effective 0001 e. w. t., October 15, 1945.

T. P. WRIGHT,
Administrator.

[F. R. Doc. 45-18291; Filed, Oct. 2, 1945; 9:48 a. m.]

[Amdt. 121]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

MISCELLANEOUS AIRWAYS

SEPTEMBER 20, 1945.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the regulations of the Administrator of Civil Aeronautics as follows:

Redesignation of Airway Traffic Control Areas: Red Civil Airway Nos. 3, 33 and 49. Other Air Traffic Control Areas. Redesignation of Radio Fixes: Red Civil Airway Nos. 3 and 33.

1. By amending § 601.10203 *Red civil airway No. 3 airway traffic control areas (Philipsburg, Pa., to New York, N. Y.)* to read as follows:

§ 601.10203 *Red civil airway No. 3 (Philipsburg, Pa., to Hartford, Conn.)*. All of Red civil airway No. 3.

2. By amending § 601.10233 *Red civil airway No. 33 airway traffic control areas (Harrisburg, Pa., to Stewart Field, N. Y.)* to read as follows:

§ 601.10233 *Red civil airway No. 33 airway traffic control areas (Harrisburg,*

Pa., to Boston, Mass.). All of Red civil airway No. 33.

3. By amending § 601.10249 to read as follows:

§ 601.10249 *Red civil airway No. 49 airway traffic control areas* (Burley, Idaho to Fort Bridger, Wyo.). All of Red civil airway No. 49 from the Salt Lake City, Utah radio range station to the Fort Bridger, Wyo., radio range station.

4. By deleting § 601.104001 as follows:

§ 601.104001 *Air traffic control areas*. Five miles on either side of a line extended from the New York, N. Y. (LaGuardia Field), radio range station to the intersection of the center lines of the on course signals of the northeast leg of the New York, N. Y. (LaGuardia Field), radio range and the northeast leg of the Newark, N. J., radio range.

5. By deleting § 601.104002 as follows:

§ 601.104002 *Air traffic control area*. Five miles on either side of a line extended from the intersection of the center lines of the on course signals of the west leg of the Providence, R. I., radio range and the southwest leg of the Boston, Mass., radio range to the intersection of the center lines of the on course signals of the southeast leg of the Westfield, Mass., radio range and the southwest leg of the Boston, Mass., radio range.

6. By striking in § 601.40203 *Red civil airway No. 3* (Philipsburg, Pa., to New York, N. Y.) the following portion of the caption: "New York, N. Y." and substituting in lieu thereof the following: "Hartford, Conn."

7. By striking in § 601.40233 *Red civil airway No. 33* (Harrisburg, Pa., to Stewart Field, N. Y.) the following portion of the caption: "Stewart Field, N. Y." and substituting in lieu thereof the following: "Boston, Mass."

This amendment shall become effective 0001 e. w. t., October 15, 1945.

T. P. WRIGHT,
Administrator.

[F. R. Doc. 45-18292; Filed, Oct. 2, 1945; 9:48 a. m.]

TITLE 29—LABOR

Chapter IV—Children's Bureau

PART 422—OCCUPATIONS PARTICULARLY HAZARDOUS FOR THE EMPLOYMENT OF MINORS BETWEEN 16 AND 18 YEARS OF AGE OR DETRIMENTAL TO THEIR HEALTH OR WELL-BEING

OCCUPATIONS INVOLVED IN OPERATION OF POWER-DRIVEN WOODWORKING MACHINES

Pursuant to the authority vested in me as Chief of the Children's Bureau under section 12 (b) of the Fair Labor Standards Act of 1938, and in consideration of the termination of the war emergency, the following amendment to Hazardous-Occupations Order No. 5, as amended (29 CFR, Part 422) relating to power-driven woodworking-machines is hereby revoked:

Paragraph (d) of § 422.5 to permit the employment of minors between 16 and 18 years of age in the occupations of operating, nailing, stapling, wire-stitch-

ing, fastening, or assembling machines used in the manufacture of venter fruit and vegetable baskets, hampers, or crates, effective July 12, 1944 (9 F.R. 7746).

This order of revocation shall become effective October 31, 1945.

Signed this 28th day of September 1945.

KATHARINE F. LENROOT,
Chief of the Children's Bureau.

[F. R. Doc. 45-18269; Filed, Oct. 2, 1945; 9:34 a. m.]

Chapter IV—Children's Bureau

PART 441—EMPLOYMENT OF MINORS BETWEEN 14 AND 16 YEARS OF AGE

EMPLOYMENT IN RAW SHRIMP HOUSES

Pursuant to the authority vested in me as Chief of the Children's Bureau under section 12 (b) of the Fair Labor Standards Act of 1938, and in consideration of the termination of the war emergency, the following amendment to Child Labor Regulation No. 3 (29 CFR, Part 441) is hereby revoked:

Section 441.10 to permit the employment of minors between the ages of 14 and 16 years in raw shrimp houses, effective October 9, 1943 (8 F.R. 13843).

This order of revocation shall become effective on November 30, 1945.

Signed this 28th day of September, 1945.

KATHARINE F. LENROOT,
Chief of the Children's Bureau.

[F. R. Doc. 45-18268; Filed, Oct. 2, 1945; 9:34 a. m.]

PART 441—EMPLOYMENT OF MINORS BETWEEN 14 AND 16 YEARS OF AGE

EMPLOYMENT IN FRUIT-DRYING INDUSTRY

Pursuant to the authority vested in me as Chief of the Children's Bureau under section 12 (b) of the Fair Labor Standards Act of 1938, and in consideration of the termination of the war emergency, the following amendment to Child Labor Regulation No. 3 (29 CFR, Part 441) is hereby revoked:

Section 441.8 to permit the employment of minors between the ages of 14 and 16 years in the fruit-drying industry, effective August 6, 1942 (7 F.R. 6063).

This order of revocation shall become effective on October 31, 1945.

Signed this 28th day of September 1945.

KATHARINE F. LENROOT,
Chief of the Children's Bureau.

[F. R. Doc. 45-18267; Filed, Oct. 2, 1945; 9:34 a. m.]

PART 441—EMPLOYMENT OF MINORS BETWEEN 14 AND 16 YEARS OF AGE

EMPLOYMENT IN FRUIT AND VEGETABLE PACKING INDUSTRY

Pursuant to the authority vested in me as Chief of the Children's Bureau under section 12 (b) of the Fair Labor Standards Act of 1938, and in consideration of

termination of the war emergency, the following amendment to Child Labor Regulation No. 3 (29 CFR, Part 441) is hereby revoked:

Section 441.9 to permit the employment of minors between the ages of 14 and 16 years in perishable fresh fruit and vegetable packing sheds, effective May 18, 1943 (8 F.R. 6400).

This order of revocation shall become effective on October 31, 1945.

Signed this 28th day of September, 1945.

KATHARINE F. LENROOT,
Chief of the Children's Bureau.

[F. R. Doc. 45-18266; Filed, Oct. 2, 1945; 9:34 a. m.]

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 33]

PART 1108—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF IDAHO

WORKERS ENGAGED IN TOPPING AND LOADING SUGAR BEETS IN CERTAIN IDAHO COUNTIES

Supplement No. 33 (formerly known as Specific Wage Ceiling Regulation No. 33) issued October 4, 1944 (9 F.R. 12145) is hereby rescinded to read as follows:

§ 1108.4 *Workers engaged in topping and loading sugar beets in Bannock, Bingham, Bonneville, Fremont, Jefferson, Madison, and Power Counties, State of Idaho*. Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628) and to the regulations of the War Food Administrator issued March 23, 1945 (10 F.R. 3177) entitled "specific wage ceiling regulations" and based upon a certification of the Idaho USDA Wage Board that a majority of the producers of sugar beets in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Idaho USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers*. Persons engaged in topping and loading sugar beets in Bannock, Bingham, Bonneville, Fremont, Jefferson, Madison, and Power Counties, State of Idaho, are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628).

(b) *Maximum wage rates for topping and loading sugar beets*. (1) Hourly rate—66¢ per hour.

(2) Piece rate:

(i) \$2.03 per ton of sugar beets if yield is 6 or less net tons per acre.

(ii) \$1.98 per ton if yield is 7 net tons per acre.

(iii) \$1.89 per ton if yield is 8 net tons per acre.

- (iv) \$1.80 per ton if yield is 9 net tons per acre.
- (v) \$1.74 per ton if yield is 10 net tons per acre.
- (vi) \$1.68 per ton if yield is 11 net tons per acre.
- (vii) \$1.64 per ton if yield is 12 net tons per acre.
- (viii) \$1.60 per ton if yield is 13 net tons per acre.
- (ix) \$1.55 per ton if yield is 14 net tons per acre.
- (x) \$1.53 per ton if yield is 15 net tons per acre.
- (xi) \$1.51 per ton if yield is 16 net tons per acre.
- (xii) \$1.49 per ton if yield is 17 net tons per acre.
- (xiii) \$1.47 per ton if yield is 18 net tons per acre.
- (xiv) \$1.46 per ton if yield is 19 net tons per acre.
- (xv) \$1.45 per ton if yield is 20 or more net tons per acre.

When topping and loading are performed by different persons, not more than 70 per cent of the rates shall be paid for topping and not more than 30 per cent of the rates shall be paid for loading.

(c) *Administration.* The Idaho USDA Wage Board, located in Room 621 Idaho Building, Boise, Idaho, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

Effective date. This Supplement No. 33 shall become effective at 12:01 a. m., mountain standard time, October 1, 1945.

(56 Stat. 765 (1942), 50 U.S.C. 961 et seq., (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 1 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087, E.O. 9620, 10 F.R. 12033; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702, 9 F.R. 6035, 14547, 10 F.R. 9478, 9628; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177)

Issued this 1st day of October 1945.

[SEAL]

WILSON R. BUIE,
Director of Labor,
U. S. Department of Agriculture.

[F. R. Doc. 45-18300; Filed, Oct. 2, 1945; 11:15 a. m.]

[Supp. 34]

PART 1108—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF IDAHO
WORKERS ENGAGED IN TOPPING AND LOADING SUGAR BEETS IN CERTAIN IDAHO COUNTIES
Supplement No. 34 (formerly known as Specific Wage Ceiling Regulation No.

34) issued October 4, 1944 (9 F.R. 12147) is hereby reissued to read as follows:

§ 1108.5 *Workers engaged in topping and loading sugar beets in Cassia, Gooding, Jerome, Lincoln, Minidoka, and Twin Falls Counties, State of Idaho.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628) and to the regulations of the War Food Administrator issued March 23, 1945 (10 F.R. 3177) entitled "specific wage ceiling regulations" and based upon a certification of the Idaho USDA Wage Board that a majority of the producers of sugar beets in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Idaho USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in topping and loading sugar beets in Cassia, Gooding, Jerome, Lincoln, Minidoka and Twin Falls Counties, State of Idaho, are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628).

(b) *Maximum wage rates for topping and loading sugar beets.* (1) Hourly rate—66¢ per hour.

(2) Piece rate:

(i) \$2.08 per ton of sugar beets if yield is 6 or less net tons per acre.

(ii) \$1.98 per ton if yield is 7 net tons per acre.

(iii) \$1.89 per ton if yield is 8 net tons per acre.

(iv) \$1.80 per ton if yield is 9 net tons per acre.

(v) \$1.74 per ton if yield is 10 net tons per acre.

(vi) \$1.68 per ton if yield is 11 net tons per acre.

(vii) \$1.64 per ton if yield is 12 net tons per acre.

(viii) \$1.60 per ton if yield is 13 net tons per acre.

(ix) \$1.55 per ton if yield is 14 net tons per acre.

(x) \$1.53 per ton if yield is 15 net tons per acre.

(xi) \$1.51 per ton if yield is 16 net tons per acre.

(xii) \$1.49 per ton if yield is 17 net tons per acre.

(xiii) \$1.47 per ton if yield is 18 net tons per acre.

(xiv) \$1.46 per ton if yield is 19 net tons per acre.

(xv) \$1.45 per ton if yield is 20 or more net tons per acre.

When topping and loading are performed by different persons, not more than 70 percent of the rates shall be paid for topping and not more than 30 percent of the rates shall be paid for loading.

(c) *Administration.* The Idaho USDA Wage Board, located in Room 621 Idaho Building, Boise, Idaho, will have charge of the administration of this section in accordance with the provisions of the

specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

Effective date. This section shall become effective at 12:01 a. m., Mountain standard time, October 1, 1945.

(56 Stat. 765 (1942), 50 U.S.C. 961 et seq., (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087, E.O. 9620, 10 F.R. 12033; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702, 9 F.R. 6035, 14547, 10 F.R. 9478, 9628; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177)

Issued this 1st day of October 1945.

[SEAL]

WILSON R. BUIE,
Director of Labor,
U. S. Department of Agriculture.

[F. R. Doc. 45-18301; Filed, Oct. 2, 1945; 11:15 a. m.]

[Supp. 85]

PART 1110—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF OREGON

WORKERS ENGAGED IN HARVESTING POTATOES IN BAKER COUNTY, STATE OF OREGON

§ 1110.12 *Workers engaged in harvesting potatoes in Baker County, State of Oregon.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628) and to the regulations of the War Food Administrator issued March 23, 1945 (10 F.R. 3177) entitled "specific wage ceiling regulations" and based upon a certification of the Oregon USDA Wage Board that a majority of the producers of potatoes in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Oregon USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in harvesting potatoes in Baker County, State of Oregon are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628).

(b) *Maximum wage rates for harvesting potatoes.* (1) Maximum wage rate for picking potatoes—7¢ per half sack of 60 pounds.

(2) Maximum wage rate for all other harvest labor—\$1 per hour.

No perquisites may be paid in addition to the maximum wage rates specified above.

(c) *Administration.* The Oregon USDA Wage Board, located at 701 Pittock Block, Portland 5, Oregon, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the War Food Administrator on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

Effective date. This Supplement No. 85 shall become effective at 12:01 a. m., Pacific standard time, October 1, 1945.

(56 Stat. 765 (1942), 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087; E.O. 9620, 10 F.R. 12033; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702, 9 F.R. 6035, 14547, 10 F.R. 9478, 9628; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177)

Issued this 1st day of October 1945.

[SEAL] WILSON R. BUE,
Director of Labor,
U. S. Department of Agriculture.

[F. R. Doc. 45-18302; Filed, Oct. 2, 1945;
11:15 a. m.]

PART 1117—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF MINNESOTA

WORKERS ENGAGED IN HARVESTING POTATOES IN CERTAIN MINNESOTA COUNTIES

Correction

In Federal Register Document 45-16824, appearing at page 11645 of the issue for Wednesday, September 12, 1945, the last sentence of paragraph (b) should read as follows:

When board is furnished workers, charges for such board shall not be less than \$2 per day per worker.

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 131—GENERAL LICENSES UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

AUTHORIZATION OF CERTAIN TRANSACTIONS WITH RESPECT TO ANY BLOCKED FOREIGN PATENT, TRADEMARK, OR COPYRIGHT

OCTOBER 2, 1945.

General License No. 72A, as amended, Under Executive Order No. 8389, as

amended, Executive Order No. 9193, as amended, section 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

§ 131.72a General License No. 72A—(a) *Certain transactions with respect to any blocked foreign patent, trademark, or copyright authorized.* A general license is hereby granted authorizing the following transactions by any person who is not a national of any blocked country:

(1) The filing and prosecution of any application for a blocked foreign patent, trademark, or copyright, or for the renewal thereof;

(2) The receipt of any blocked foreign patent, trademark, or copyright;

(3) The filing and prosecution of opposition or infringement proceedings with respect to any blocked foreign patent, trademark, or copyright, and the prosecution of a defense to any such proceedings;

(4) The payment of fees currently due to the government of any foreign country, either directly or through an attorney or representative, in connection with any of the transactions authorized by subparagraphs (1), (2) or (3) of this paragraph or for the maintenance of any blocked foreign patent, trademark, or copyright; and

(5) The payment of reasonable and customary fees currently due to attorneys or representatives in any foreign country incurred in connection with any of the transactions authorized by subparagraphs (1), (2), (3), or (4) of this paragraph.

(b) *Terms and conditions to which payments are subject.* Payments effected pursuant to the terms of subparagraphs (4) and (5) of paragraph (a) hereof may not be made from any blocked account. Such payments shall be subject to the following terms and conditions:

(1) Payments to the government of any country referred to in Public Circular No. 25 of Appendix B to this part or to any attorney or representative within any such country shall be made in the manner specified in any general license, now outstanding or hereafter issued, which authorizes remittances to such country;

(2) Payments to any other government, attorney or representative shall be made in the manner and under the conditions specified in paragraph (b) of § 131.33.

(c) *Reports by domestic banks effecting remittances.* With respect to payments authorized by subparagraphs (4) and (5) of paragraph (a) hereof, reports shall be executed and filed in the manner and form and under the conditions prescribed in § 131.32, *Provided, however*, That in cases where Form TFR-132 is required to be executed item No. 6 thereof shall be left blank.

(d) *Definition.* As used herein the term "blocked foreign patent, trademark, or copyright" shall mean any patent, petty patent, design patent, trademark, or copyright issued by any foreign country, in which a blocked country or national thereof has an interest, including any patent, petty patent, design patent, trademark, or copyright issued by a

blocked country, *Provided*, That the term "blocked foreign patent, trademark, or copyright" shall not be deemed to include any patent, petty patent, design patent, trademark, or copyright in which an enemy national, other than the Government of a country referred to in Public Circular No. 25 of Appendix B to this part or a person within such country, has an interest.

(Sec. 5 (b), 40 Stat. 415 and 936; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8332, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 3, 1945; Regulations, April 10, 1940, as amended June 14, 1941, and July 26, 1941)

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 45-16274; Filed, Oct. 2, 1945;
10:18 a. m.]

APPENDIX B—PUBLIC CIRCULARS UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

EXEMPTION OF CERTAIN COMMUNICATIONS AND TRANSACTIONS WITH ITALY, BULGARIA, AND RUMANIA

OCTOBER 2, 1945.

Amendment to Public Circular No. 25 under Executive Order No. 8389, as amended Executive Order No. 9193, as amended, sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Public Circular No. 25 is hereby amended to read as follows:

(1) *Exemption from General Ruling No. 11 of certain communications and transactions with Italy, Bulgaria, Hungary and Rumania.* There are hereby exempted from the provisions of General Ruling No. 11:

(a) Any communication of a financial, commercial, or business character with any person within any part of Italy, Bulgaria, Hungary, or Rumania;

(b) Any act or transaction involving any such communication;

(c) Any act or transaction for the benefit or on behalf of any such person.

(2) *Certain general licenses not applicable to Italy, Bulgaria, Hungary and Rumania.* The provisions of General Licenses Nos. 32 and 33 shall not be deemed to authorize any remittances to any person within the territory of Italy, Bulgaria, Hungary, or Rumania.

(Sec. 3 (a), 40 Stat. 412; sec. 5, (b); 40 Stat. 415 and 936; sec. 2, 43 Stat. 1; 54 Stat. 179; 55 Stat. 838; E. O. 8389, April 10, 1940, as amended by E. O. 8785, June 14, 1941, E.O. 8332, July 26, 1941, E. O. 8963, Dec. 9, 1941, and E. O. 8998, Dec. 26, 1941; E. O. 9193, July 6, 1942, as amended by E. O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, and July 26, 1941)

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 45-16273; Filed, Oct. 2, 1945;
10:19 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 84.

PART 903—DELEGATIONS OF AUTHORITY

[Directive 17, Revocation]

35 MM. FILM

Section 903.29 *Directive 17* is hereby revoked.

Issued this 2d day of October 1945.

LINCOLN GORDON,
Program Vice Chairman.

[F. R. Doc. 45-18305; Filed, Oct. 2, 1945;
11:35 a. m.]

PART 903—DELEGATIONS OF AUTHORITY

[Directive 26, Revocation]

FARM LUMBER

Section 903.138 *Directive 26* is hereby revoked. This revocation does not affect any liabilities incurred for violation of rules, orders, regulations or other actions issued pursuant to the directive.

Issued this 2d day of October 1945.

LINCOLN GORDON,
Program Vice Chairman.

[F. R. Doc. 45-18306; Filed, Oct. 2, 1945;
11:35 a. m.]

PART 903—DELEGATIONS OF AUTHORITY

[Directive 28, Revocation]

INTERNAL COMBUSTION ENGINES AND GENERATOR SETS FOR FARMERS

Section 903.140 *Directive 28* is hereby revoked. This revocation does not affect any liabilities incurred for violation of rules, orders, regulations or other actions issued pursuant to the directive.

Issued this 2d day of October 1945.

LINCOLN GORDON,
Program Vice Chairman.

[F. R. Doc. 45-18307; Filed, Oct. 2, 1945;
11:35 a. m.]

PART 903—DELEGATIONS OF AUTHORITY

[Directive 33, as Amended Oct. 2, 1945]

DISTRIBUTION OF BITUMINOUS AND PETROLEUM COKE

Pursuant to the authority vested in me by Executive Order No. 9024 of January 16, 1942, Executive Order No. 9040 of January 24, 1942, and Executive Order 9125 of April 7, 1942, and in order to delegate to the Solid Fuels Administrator for War authority to provide for the equitable and efficient distribution of coke to domestic consumers, it is hereby ordered that:

§ 903.146 *Directive 33.* (a) The Solid Fuels Administrator for War shall, sub-

ject to the direction of the Chairman of the War Production Board, perform the functions and exercise the power, authority, and discretion conferred upon the President by section 2 (a) of the Act of June 28, 1940 (Pub. No. 671, 76th Congress, 54 Stat. 676) as amended by the Act of May 31, 1941 (Pub. No. 89, 77th Congress, 55 Stat. 236) and as further amended by Title III of the Second War Powers Act, March 27, 1942 (Pub. No. 507, 77th Congress, 56 Stat. 176), with respect to the exercise of control over the sale, transfer, delivery, or other disposition of coke intended for use by any domestic consumer from any producer to any wholesale or retail dealer, or from one dealer to another dealer, or from any producer, wholesale or retail dealer to any domestic consumer and over the use of coke by any domestic consumer. This authority, however, shall not include the power to limit or restrict the quantity of coke obtainable by the Army, Navy, Marine Corps or Coast Guard of the United States; or by any person to the extent that he acquires coke for use in an industrial process or for the production of power or for space heating which is incidental thereto within the 48 States and the District of Columbia.

(b) The authority of the Solid Fuels Administrator for War under this delegation shall include the power to regulate or prohibit the sale, transfer or delivery or other disposition of coke, or use of coke, by any person or domestic consumer who has acted in violation of any regulation or order prescribed by the Solid Fuels Administrator for War for the distribution of coke.

(c) The Solid Fuels Administrator for War is authorized to perform the functions and exercise the power, authority and discretion delegated to him by paragraphs (a) and (b) hereof upon such conditions and to such extent as he shall deem necessary or appropriate in the public interest and to promote the national defense. In order to perform such functions and exercise such power, authority, and discretion, the Solid Fuels Administrator for War is further authorized to exercise the authority, in accordance with the provisions of said Executive Order No. 9125, to obtain information, require reports and the keeping of records, make inspection of books, records and other writings, premises or property of any person, make investigations, administer oaths and affirmations, and require the attendance and testimony of witnesses, and the production of books, records and other documentary or physical evidence.

(d) The Solid Fuels Administrator for War may exercise the power, authority and discretion conferred upon him by this directive through such personnel of the Solid Fuels Administration for War and the Department of Interior, and in such manner as he may determine and accept the services of other departments, agencies and officials of the government in carrying out the purposes of this directive.

(e) As used in this directive the term "producer" means any person who pro-

duces coke; the term "domestic consumer" means any person who acquires coke for space heating, domestic hot water or domestic cooking but does not include any person to the extent that he acquires coke for use in an industrial process or for the production of power or for space heating which is incidental thereto; and the term "person" means any individual, partnership, corporation, association, government or government agency or any other organized group or enterprise; and the term "coke" means (1) coke made from bituminous coal and (2) coke made from petroleum.

(f) Nothing herein shall be construed to limit or modify any regulation, order or directive heretofore issued by or under the authority of the Chairman of the War Production Board nor to terminate or limit the power of the Chairman of the War Production Board to issue further directives, regulations or orders regulating the delivery or use of coke, nor to affect the authority vested in the Chairman of the War Production Board, pursuant to Executive Orders 9024, 9040 and 9125 to determine the relative importance of deliveries and certify as to the preferential treatment to be accorded them with respect to the delivery or use of coke, nor to affect the program of rationing coal, coke and wood for the Northwest Pacific Area by the Office of Price Administration in accordance with the provisions of its Rationing Order 14-A, effective September 18, 1943.

(Sec. 2a, 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943, 8 F.R. 3666, 3696)

Issued this 2d day of October 1945.

J. A. KRUG,
Chairman.

[F. R. Doc. 45-18308; Filed, Oct. 2, 1945;
11:35 a. m.]

PART 903—DELEGATIONS OF AUTHORITY

[Directive 37, Revocation]

PREFERENCE RATING AUTHORITY FOR WAR FOOD ADMINISTRATOR

Section 903.51 *Directive 37* is hereby revoked. This revocation does not affect any liabilities incurred for violation of rules, orders, regulations or other actions issued pursuant to the directive.

Issued this 2d day of October 1945.

LINCOLN GORDON,
Program Vice Chairman.

[F. R. Doc. 45-18309; Filed, Oct. 2, 1945;
11:35 a. m.]

PART 903—DELEGATIONS OF AUTHORITY

[Directive 38, Revocation]

DISTRIBUTION OF AVIATION GASOLINE OF 73 AND 80 OCTANE RATINGS FOR CIVILIAN AVIATION PURPOSES AIRCRAFT OR AIRCRAFT ENGINES

Section 903.52, *Directive 38* is hereby revoked. This revocation does not affect any liabilities incurred for violations of

rules, orders, regulations or other actions issued pursuant to the directive.

Issued this 2d day of October 1945.

J. A. KRUG,
Chairman.

[F. R. Doc. 45-18310; Filed, Oct. 2, 1945;
11:35 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE
OPERATION OF THE PRIORITIES SYSTEM
[Priorities Reg. 3, as Amended Oct. 1, 1945]

§ 944.23 *Priorities Regulation 3—(a) Purpose of this regulation.* This regulation states the rules for the use of preference ratings, what kind of purchase orders or services may be rated and how a rating may be put on an order. It also places restrictions on the use of ratings and includes lists of products for which ratings may not be used at all. In general this regulation should be consulted before using a rating whether it was gotten directly from the War Production Board or from a customer.

(b) *Definitions.* For the purposes of this regulation:

(1) "Person" and "material" mean the same thing they do in Priorities Regulation 1.

(2) "Assignment" of a preference rating. A preference rating is assigned to a person when the War Production Board or someone that it has authorized issues an order or preference rating certificate giving him the right to use the rating.

(3) "Application" of a preference rating. A preference rating is applied when the person to whom it is assigned uses the rating. A rating is applied also when any governmental agency which is authorized by the War Production Board rates an order for delivery of material directly to it.

(4) "Extension" of a preference rating. A preference rating is extended when it is used by the person to whom it is applied or extended by another person.

(c) *Use of ratings in general.* (1) When a regulation, preference rating order or preference rating certificate assigns a rating to any person, either by naming him or by describing the class of persons to which he belongs, that person may apply the rating to get delivery of material or the performance of certain services. Also, a person may under certain conditions extend a rating which has been applied or extended to his deliveries of material, but not one applied to services. More detailed rules as to how and when ratings may be applied or extended are set out below in this regulation.

(2) When a War Production Board order or certificate states the quantities and kinds of material or the particular services which are rated, the person to whom it is assigned may use the rating to get only that quantity and kind of material or that particular service named in the order or certificate. If the quan-

ties of material are not stated in the order or certificate assigning the rating it may be applied only to get the minimum amount needed.

(3) No person may place rated orders for more material than he is authorized to rate even though he intends to cancel some of the orders or reduce the quantity of material ordered to the authorized amount before it is all delivered.

(d) *When AAA or MM ratings may be extended for material.* The following provisions of this paragraph (d) apply to all extensions of AAA or MM preference ratings to get deliveries of material, unless they are modified by or are inconsistent with the provisions of any particular order.

(1) [Deleted Oct. 1, 1945.]

(2) When a person has received a AAA or MM rated order for the delivery of material, he may extend the AAA or MM rating to get the material which he will deliver on that order, or which will be physically incorporated in material which he will deliver. If the material is to be processed, this includes the portion of it which would normally be consumed or converted into scrap or by-products in the course of processing.

(3) If a person has made delivery of material, or has incorporated it into other material which he has delivered on an AAA or MM rated order, he may extend the AAA or MM rating to replace it in his inventory. However, if after delivering the material he still has a practicable working minimum inventory he may not extend the AAA or MM rating to replace the material delivered; and if by making the delivery his inventory is reduced below this minimum, the AAA or MM rating may be extended to get only the amount necessary to restore the inventory to a practicable working minimum. Any material ordered to replace in inventory must be substantially the same as the material which the person delivered or incorporated in the material which he delivered, except for minor variations in size, shape or design.

(4) A person to whom a rating of AAA or MM has been applied or extended to get material may not extend that AAA or MM rating to get any material for his own plant improvement expansion or construction, or to get machine tools or other items which he will carry as capital equipment, or to get business machines for his own use whether purchased or leased, or to get maintenance, repair or operating supplies for his own use.

(d-1) *CC ratings may not ordinarily be extended.* CC ratings may not be extended by a supplier to get production materials needed to make the item sold to his customer, or to replace in inventory materials used to make the item or to get containers or closures needed to pack the item. A distributor, warehouse, retailer, or other person who resells the item without further fabrication may extend the

CC rating where he does not have the item in inventory, but may not extend the rating to replace the item in inventory.

A textile converter receiving a CC rating from his customer for finished fabric may extend the rating to get the gray fabric (including the portion of it which would normally be consumed or converted into scrap or by-product in the course of processing) which he will deliver in finished state on that order, or to replace in inventory fabric used to fill the order. However, if after delivering the material he still has a practicable working minimum inventory he may not extend the CC rating to replace the material delivered; and if by making the delivery his inventory is reduced below this minimum, the CC rating may be extended to get only the amount necessary to restore the inventory to a practicable working minimum. Any material ordered to replace inventory must be substantially the same (except for the finishing) as the material which the person delivered, except for minor variations in construction.

(e) *Additional restrictions upon use of ratings for certain materials.* Because of special circumstances which exist with respect to certain materials and products, the use of preference ratings to get items on List A attached to this regulation is restricted as follows:

(1) *Items as to which preference ratings have no effect; List A.* Any item on List A may be produced or delivered without regard to preference ratings. No person shall apply or extend any rating to get any of these items and no person selling any such item shall require a rating as a condition of sale. Any rating purporting to be applied or extended to any such item shall be void and no person shall give any effect to it in filling an order.

(2) [Deleted Oct. 1, 1945.]

(3) [Deleted Oct. 1, 1945.]

(f) *Use of ratings for services—(1) Ratings may not be used for personal services.* Preference ratings may never be used to get labor or personal services as distinct from services performed in the course of a regular business involving the use of plant, machinery or equipment owned by the person furnishing the services. For example, ratings may be used to get a repair job done in a repair shop as explained below but may not be used to compel an individual employee to work on a repair job or to obtain the services of a consulting engineer.

(2) *Three cases where ratings may be used for services.* There are only three situations in which a preference rating may be used to get services, as distinct from the production or delivery of material:

(i) *A rating assigned for the purpose.* If the War Production Board assigns a rating to a named person to get specified services, he may use the rating for that purpose.

(ii) *For processing.* When a person has a rating which he may use to get processed material, he may (unless pro-

hibited by another regulation or order) furnish the unprocessed material to a processor and use the same rating to get it processed.

(iii) *For repairs.* A rating assigned on Form WPB-541 (formerly PD-1A), or WPB-542 (formerly PD-3A), or any other rating which may be applied to the delivery of specific repair parts or materials, may also be applied to the installation of the repair parts or materials or to the repair job alone if it is found that installing the parts or materials is not necessary. However, in the case of ordinary plumbing, heating, electrical, automotive or refrigeration repairs, a rating may not be applied to repair work even if the rating is expressly applicable to repair parts or materials. As used in this subparagraph "repair" means to fix a plant, machinery or equipment after it has broken down or when it is about to break down. "Repair" does not mean upkeep or maintenance service such as periodic inspection, cleaning, painting, lubricating, etc.

(3) *Ratings for services only may not be extended.* A person to whom a rating for services, as distinct from the production or delivery of material, has been applied or extended may not extend the rating for any purpose.

(g) *How to apply or extend a rating.*

(1) When a person applies or extends a preference rating he must put the rating (and symbol, if appropriate) on the order together with a certification signed as prescribed in Priorities Regulation 7. He may use the standard certification set out in that regulation, or if he prefers the following:

CERTIFICATION

The undersigned purchaser hereby represents to the seller and to the War Production Board that he is entitled to apply or extend the preference ratings indicated opposite the items shown on this order, and that such application or extension is in accordance with Priorities Regulation 3 as amended, with the terms of which the undersigned is familiar.

(Name of Purchaser)

(Address)

By -----
(Signature and Title of
Duly Authorized Officer)

(Date)

The person who receives the certification shall be entitled to rely on it as a representation of the buyer unless he knows or has reason to know that it is false.

(4) When a person applies or extends a rating he shall also include on his purchase order or contract any information which may be required by any applicable War Production Board order. However, he is not required to include the serial number of the preference rating certificate assigning the rating.

(5) Each person who applies or extends a rating must keep at his regular place of business all documents including

purchase orders and preference rating orders and certificates which authorize him to apply or extend the rating. These documents, orders and certificates must be kept in such a way that they can be readily segregated and furnished to representatives of the War Production Board for inspection.

(6) When either certification authorized in this paragraph (g) is used it will not be necessary to use any other certification in order to apply or extend a preference rating, nor will it be necessary to furnish a copy of any preference rating order no matter what any regulation, preference rating order or preference rating certificate says unless it expressly states that this regulation does not apply.

(7) No person shall knowingly purport to apply or extend a preference rating to any order unless he is entitled to do so. No person shall apply or extend a rating for material or services after he has received the material or after the services have been performed, and any person who receives such a rating shall not extend it.

(h) *Provisions applicable to extensions; deferment and grouping.* No matter what any applicable preference rating order or certificate may say,

(1) No person may extend any rating to replace inventory after three months have passed from the time he could have first extended it;

(2) When a person has two or more ratings of the same grade which were assigned by different preference rating certificates or orders he may combine them and extend them to one delivery; and

(3) When a person has two or more ratings of different grades, or where they were assigned by the same or different certificates or orders, he may extend them to deliveries under one purchase order. However, the purchase order must show the amount of each material to which a particular grade of rating is extended. If the type and quantity of the material is such that the supplier can readily determine the exact effect of the extension of the rating on his production and delivery schedule from percentage figures alone, then the purchase order may show the amount of the material to which the particular grade of rating is extended on a percentage basis; otherwise, it must be shown as a separate item. In order to avoid production or delivery of material in quantities smaller than the minimum commercially practicable a person may combine ratings of different grades and extend the rating of the lowest grade to the total production or delivery.

(i) *Restrictions in other orders.* When any person applies or extends a rating he shall be subject to any applicable rule or restriction which may be set forth in the order of the War Production Board which assigns the rating or any other order which regulates transactions in the material or the facilities for which he is using the rating. This includes restrictions as to the kind and

amount of material to which ratings may be applied or extended, requirements for written approval of any particular transaction, restrictions on certain uses of material or facilities and any other rules which may be applicable to the particular transaction. However, the rules of paragraphs (g) (4) and (g) (6) apply unless some other order or certificate expressly says that they do not.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST A

The following items may be delivered without regard to any War Production Board preference ratings:

Chemicals of the following types manufactured or produced for exclusive use in the petroleum industry, as petroleum industry is defined in Preference Rating Order P-98-b:

a. Antioxidants (gum inhibitors) for motor fuels.

b. Chemical additives and compound bases for heavy duty gasoline engine, diesel engine and aviation engine oils.

c. Chemical additives and compound bases for hypoid gear oils.

d. Synthetic catalysts for oil cracking operation.

e. Synthetic catalysts for cumene and co-dimer manufacture.

f. Synthetic catalysts for petroleum isomerization operations.

g. Synthetic catalysts for petroleum sweetening operations.

Communications services.

Dental burs.

Electric energy.

Gas manufactured combustible, of the type generally distributed by utilities.

Gas, natural.

Petroleum, restricted products as defined in Order M-201.

Silicon carbide settling tank and dust collector fines.

Steam heating, central.

Track-laying tractor repair parts.

Ice.

Tobaccos.¹

Vegetable, fish, marine animal and animal fats and oils, whether edible or inedible and including their by-products and residues (whether resulting from refining, distillation, saponification, pressing or settling).¹

Sulfated, sulfonated, and sulfurized fats and oils.¹

Tail oil.¹

Wool grease.¹

Soap (other than metallic).¹

Fatty acids.¹

Food for human or animal consumption.¹

Glycerine.¹

Graphite crucibles.

Pig iron.

Alarm clocks.

Waste paper.

Water.

Containerboard, as defined in Order M-290. Low and high temperature fractional distillation equipment for gas and gasoline analysis.

Roofing granules.

Wood pulp.

LIST B: Deleted Oct. 1, 1945.

INTERPRETATION 1

Interpretation 1 of Priorities Regulation 3
[Revoked Nov. 17, 1943.]

¹ Subject to War Food Order 71 (formerly FD Regulation No. 1) of the War Food Administration.

INTERPRETATION 6

EFFECT OF PREFERENCE RATING CERTIFICATE REFERRING TO PRODUCT OF A PARTICULAR MANUFACTURER

(a) When a preference rating certificate in assigning a rating to a product describes the product by its trade name or by the manufacturer's name and catalogue number, the rating may ordinarily be used to get the product from any manufacturer if the model actually obtained is substantially identical in size, operation and function with that named in the certificate.

(b) The rule stated in the preceding paragraph is consistent with the statement in paragraph (c) (2) of Priorities Regulation 3 (§ 944.23), that a preference rating may be applied only to the specific quantities and kinds of material authorized. Ordinarily a reference in a preference rating certificate to a particular product of a particular manufacturer is no more than a shorthand way of describing the product. It is safe to assume, unless the certificate clearly states otherwise, that what is being rated is a certain kind and size of product which may be obtained from any manufacturer who makes that kind and size. If it is intended to confine the rating to a particular product of a particular manufacturer, the certificate should say so explicitly. (Issued Sept. 8, 1943.)

INTERPRETATION 12
RECORDS OF EXPORTERS

Paragraph (g) (5) of Priorities Regulation No. 3 requires each person who applies or extends a rating to keep all documents including preference rating orders and certificates which authorize him to apply or extend the rating at his regular place of business. The Foreign Economic Administration and its predecessors, the Board of Economic Warfare and the Office of Economic Warfare, have assigned preference ratings to exporters for export by endorsing appropriate legends upon export licenses. The original of every export license, however, is required by other government regulations to be surrendered to export officials at the time of shipment. Consequently, persons who receive their assignments of preference ratings on export licenses are not in a position to retain the original of the export license and thus are not required to do so by paragraph (g) (5) except only in those cases where other government regulations do not require the surrender to the government of the documents referred to. However, such persons must keep any copies of the export licenses which are returned to them for their files. (Issued August 24, 1945.)

INTERPRETATION 14: Revoked Apr. 23, 1945.

[F. R. Doc. 45-18253, 45-18254; Filed, Oct. 1, 1945; 4:37 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Interpretation 2, as amended Oct. 1, 1945]

EFFECT OF LIST A ON UNFILLED ORDERS

The following amended interpretation is issued with respect to PR 3:

The restrictions on the use of ratings for the items on List A apply to orders for such items which had been placed before the date the item was put on the list but were not yet filled.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18253; Filed, Oct. 1, 1945; 4:37 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Revocation of Interpretation 3]

FIRE PROTECTIVE EQUIPMENT

Interpretation 3 to Priorities Regulation 3 is hereby revoked.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18253; Filed, Oct. 1, 1945; 4:37 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Revocation of Interpretation 4]

CMPL-224 AND GA-1456 AUTHORIZATION

Interpretation 4 to Priorities Regulation 3 is hereby revoked.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18253; Filed, Oct. 1, 1945; 4:37 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Interpretation 5, as amended Oct. 1, 1945]

RESTRICTIONS OF OTHER ORDERS

The following amended interpretation is issued with respect to PR 3:

(a) Restrictions of other orders on use of ratings or delivery. The provisions of paragraph (e) relate only to the items which appear on the list. When any other order of the War Production Board restricts the use of preference ratings to obtain any product, or restricts delivery of a product in any way, those restrictions are applicable even though that product is not listed in Priorities Regulation 3 (§ 944.23).

(b) [Deleted Oct. 1, 1945.]

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18253; Filed, Oct. 1, 1945; 4:37 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Revocation of Interpretation 7]

LIMITATIONS ON RIGHT TO USE RATINGS TO GET MATERIALS PROCESSED

Interpretation 7 to Priorities Regulation 3 is hereby revoked.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18253; Filed, Oct. 1, 1945; 4:37 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Revocation of Interpretation 8]

ELECTRONIC INTERCOMMUNICATING SYSTEMS

Interpretation 8 to Priorities Regulation 3 is hereby revoked.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18253; Filed, Oct. 1, 1945; 4:37 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Revocation of Interpretation 9]

CERTAIN MIRO RATINGS ASSIGNED UNDER P-92-b ARE NOT BLANKET MIRO RATINGS

Interpretation 9 to Priorities Regulation 3 is hereby revoked.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18253; Filed, Oct. 1, 1945; 4:37 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Interpretation 10, as Amended Oct. 1, 1945]

USE OF RATING TO OBTAIN LEASED MACHINERY

The following amended interpretation is issued with respect to PR 3:

(a) A preference rating which has been assigned for the delivery of an item of machinery or equipment may be used to lease the equipment as long as the following conditions are fulfilled:

(1) The lease must be a long-term semi-permanent arrangement where both parties contemplate the comparatively permanent installation of the machine or equipment. For instance, a rating could be used to obtain a machine under lease where the lease was for one year, with provision for renewal at the end of each year; and both parties expected that the lease would be renewed from time to time. However, the rating could not be used to obtain a machine for a month's use.

(2) If the rating is limited by specific dollar amount, it may be used only to lease machinery or equipment whose fair market value is no greater than the amount specified.

(b) If the instrument assigning the ratings specifies a lease rather than a purchase, it is not necessary to comply with the above conditions.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18253; Filed, Oct. 1, 1945; 4:37 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM
[Priorities Reg. 3, Revocation of Interpretation 11]

IDENTIFICATION OF BLANKET MRO RATINGS

Interpretation 11 to Priorities Regulation 3 is hereby revoked.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18253; Filed, Oct. 1, 1945;
4:37 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Interpretation 13, as Amended Oct. 1, 1945]

TIME LIMIT ON USE OF RATINGS

The following amended interpretation is issued with respect to PR 3:

Preference ratings may not be extended to replace material in inventory after three months from the time delivery was made to the customer. This is the rule of paragraph (h) (1) of the regulation.

When a rating is being applied (except a blanket rating such as one assigned by CMP Regulation 5) or when any rating is extended for some purpose other than to replace inventory, this may be done only within a reasonable time after the rating was received. Generally speaking, more than three months is deemed to be an unreasonable delay in the use of a rating. In a particular case there may be circumstances which make a reasonable time shorter or longer than three months. For example,

(1) [Deleted Oct. 1, 1945.]

(2) A rating assigned in connection with an export license may be applied as long as the license is valid and expires when the license expires or is revoked. (For explanation of this rule see Interpretation 2, Directive 27.)

(3) When a rating is applied to a long term contract (such as the construction of a ship), it may be extended for material needed to fill the contract, even though more than three months have elapsed.

(4) If the purpose for which the rating was assigned no longer exists, the rating may not be applied even though three months have not elapsed.

(5) When a rating is extended by a person to get material to deliver to his customer, or to incorporate in such material, the time within which it may be done will, in general, be controlled by the delivery date on his customer's order.

The fact that a person has not been able to get his rated order accepted by a supplier does not lengthen the time within which he may use his rating.

Nothing in this interpretation means that any AA rating still has any effect. All AA ratings become ineffective in every respect on September 30, 1945.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18253; Filed, Oct. 1, 1945;
4:37 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 3, Interpretation 15, as Amended Oct. 1, 1945]

REFERENCES IN LIST A TO ORDERS WHICH HAVE BEEN REVOKED

The following amended interpretation is issued with respect to PR 3:

In many items on List A of Priorities Regulation 3 reference is made to specific WPB orders or schedules for a definition of the specific items covered by the lists. Sometimes the order or schedule referred to is revoked without any change in the listing on List A. When one of these orders or schedules is revoked, the listing of the item on List A, nevertheless, remains in full force and effect, and the item as listed on List A has the same meaning as before the revocation of the order.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18253; Filed, Oct. 1, 1945;
4:37 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, as Amended Oct. 1, 1945]

SPECIAL SALES

Explanation and Scope

- Par.
(a) What this regulation does.
(b) Definitions.
(c) Sales not covered by this regulation.

General Rules for All Special Sales

- (d) Most special sales may be made freely; general rules.
(e) Use of material acquired with priorities assistance.
(f) Sales through an agent.

Restricted Special Sales

- (g) Materials or products on List A.
(h) Materials or products on List B (export)
(i) Sales as scrap of materials or products other than plant-generated scrap.

Provisions Relating to Buyers

- (j) Provisions relating to buyers.

Miscellaneous Provisions

- (k) Records.
(l) Revisions of Lists A and B.
(m) Letters and questions.

LIST A—RESTRICTIONS ON SPECIAL SALES (DOMESTIC)

- A. General rules.
B. Classes of buyers.
C. Exceptions from the restrictions on the list.
D. Buyers' obligations.

LIST B—RESTRICTIONS ON SPECIAL SALES FOR EXPORT

Explanation and Scope

§ 944.34 *Priorities Regulation 13—(a) What this regulation does.* This regulation covers special sales, which, in general, are sales of materials or products by persons who acquired or made them for use and not for sale or resale. This is

more fully explained in paragraph (b) (1). Special sales may be made freely, except for materials or products on List A (Domestic) or List B (Export), and certain sales as scrap. This is the only WPB regulation on special sales, and a seller who wants to make a special sale need not look at any other WPB regulation or order unless this regulation says he must. However, all buyers must comply with applicable WPB orders on use, inventory, resale, etc., as explained in paragraph (j).

(b) *Definitions.* As used in this regulation:

(1) "Special sale" means a sale of a material or product by any person (including a Government agency) who acquired or made it for use and not for sale or resale. All sales by trustees in bankruptcy, receivers and other kinds of liquidators (in the course of liquidation as distinct from continued operation of a business) are special sales even though neither they nor their beneficiaries bought for use. All sales at public auction by general auctioneers are special sales regardless of the purpose for which the material or product was acquired. All sales of surplus materials or products by Government agencies are special sales. Transfers of materials acquired or made for use, from one plant or operating unit to another which is owned by the same person but which normally buys separately, are special sales.

(2) "Material or product" means any commodity, equipment, accessory, part, assembly or product of any kind in finished, semi-finished or raw material form.

(3) A "used" material or product is one which has been put into actual use.

(4) "Persons buying for use" include, among others, a contractor who buys with intent to incorporate the material in a building or product for a third person.

(c) *Sales not covered by this regulation.* The following types of sales are not considered special sales and are not governed by this regulation, even though they may involve materials or products acquired or made for use:

(1) A sale of a material or product by a person regularly engaged in the business of selling it. He is governed, however, by all WPB orders and regulations which apply to his business and to the material or product he is selling.

(2) Sales of plant-generated scrap, meaning scrap which is generated in the course of manufacture or is the waste of industrial fabrication. Sales of other kinds of scrap are covered by paragraph (i).

(3) Sales of rationed products which are controlled by another Government Agency.

NOTE: Deleted Oct. 1, 1945.

(4) Sales of foods for humans or animals, medicines, tobacco, oils and fats, petroleum and petroleum products including natural and liquefied petroleum gases.

(5) [Deleted Oct. 1, 1945.]

(6) A sale of an entire business which is transferred as a going concern to a

new owner who continues to operate it in the same or substantially the same form.

(7) [Deleted Oct. 1, 1945.]

General Rules for All Special Sales

(d) *Most special sales may be made freely; general rules.* A seller may make a special sale of most materials or products freely to anyone without WPB authorization and without requiring the buyer to apply or extend a preference rating. The only exceptions are special sales of materials or products on List A (domestic sales) and on List B (export), and certain sales as scrap, as explained in paragraphs (g), (h) and (i). In addition, all sellers are subject to the following general rules and conditions:

(1) If the seller knows that a person who wants to buy the material or product will use it for a prohibited purpose or would have more of it than he is permitted to have, the sale may not be made. The buyers' obligations are stated in paragraph (j).

(2) At special sales, preference ratings have no effect either by way of obliging a holder to sell or by way of determining as among several buyers who shall get the material or product. However, this does not excuse a seller from complying with the restrictions on List A or B applying to the items listed.

(3) Even if the buyer gives the seller a preference rating at a special sale, the seller cannot use this rating to replace the material or product he has sold. The effect of this rating stops when the seller receives it.

(4) If the sale relates to surplus Government-owned or Government-involved materials or products (including contractor inventories and sales by owning or disposal agencies), the seller may be subject to regulations of the Surplus Property Administration.

(e) *Use of material acquired with priorities assistance.* This regulation does not change the general rule of § 944.11 of Priorities Regulation 1 that material acquired with priorities assistance must, if possible, be used for the purpose for which the assistance was given. Where such material cannot be used for this purpose, then this regulation applies if a special sale is made.

(f) *Sales through an agent.* Where a person sells through an agent, except at public auction sales, the sale is a special sale only if it would be a special sale if made directly by the principal. If it is a special sale, the restrictions of this regulation apply to the principal and also to his agent if the latter knows or has reason to know the facts. In cases of special sales made at public auctions, the restrictions of this regulation are applicable both to the auctioneer and to his principal.

NOTE: Deleted Oct. 1, 1945.

Restricted Special Sales

(g) *Materials or products on List A.* A special sale of a material or product on List A attached to this regulation, other than a sale for export, may be made only under the conditions described in the list.

(h) *Materials or products on List B (export).* A special sale of a material or product on List B to a foreign purchaser or to a domestic purchaser who is buying for export or for resale to a foreign purchaser may be made only under the conditions described in the list. Used materials or used products, however, may be sold freely for export unless a notation on List B indicates a restriction on the sale in their used condition. Also, if an exporter, is unable to export material purchased for export, he may make a special sale of it in the domestic market under the rules of this regulation. Nothing in this regulation relieves any exporter from complying with all applicable regulations of the Foreign Economic Administration or other Government agencies who may have jurisdiction over exports.

(i) *Sales as scrap of materials or products other than plant-generated scrap.* (1) Any material or product (other than those listed below and plant-generated scrap) may be sold as scrap in a special sale if it is obsolete, unusable or not-readily-salable and will be used or consumed principally as scrap although some part of it may possibly be salvaged by the scrap buyer. A person may make such a special sale as scrap without stripping, disassembling or breaking up the material or product before sale. The sale may be made either to any consumer of scrap to be used only as scrap, or to any person regularly engaged in the collection, disassembling, sorting, and disposal of that kind of scrap material, primarily for remelt or other scrap use. Subsequent sales of any salvaged materials or products by such a scrap dealer are not covered by this regulation, but are subject to any WPB orders or regulations which apply to the distribution of the particular material or product. The above does not apply to the following:

Used tin cans sold as scrap are governed by Order M-325.

(2) If the buyer by contract, warranty or otherwise has stated that the particular material or product being sold as scrap will be used or disposed of as scrap, this regulation does not relieve the buyer from compliance with that condition.

(3) The sale at low prices, even as low as scrap prices, of prime or off-grade materials or products for use or resale "as is" does not constitute a sale as scrap and such sales may not be made under this paragraph. Instead such a sale is subject to all the other rules of this regulation which apply to special sales of the particular materials or products.

(4) This paragraph permits special sales as scrap only for use or resale within the 48 States and the District of Columbia.

Provisions Relating to Buyers

(j) *Provisions relating to buyers—(1) Use and quantity restrictions still apply.* The buyer at a special sale may not violate any WPB order or regulation controlling the amount of any material or product he may make or the use or disposition that he may make of it. He must also comply with any applicable order which limits the amount of any material or product he may buy (in terms of a specified quantity or quota, as distinguished from a provision requiring WPB permission for all purchases. The latter type of provision does not apply when a special sale is made unless required by this regulation). All the prohibitions in WPB orders or regulations against the use of materials or products for particular purposes remain in effect, and even though a special sale may not be restricted by this regulation, the buyer may have to get permission to use under the applicable order.

(2) *Inventories.* A person buying for use may accept delivery of any item of a material or product bought on a special sale under this regulation if his total inventory of that item is or will by virtue of accepting such delivery be not in excess of his succeeding six months' requirements. This permits a person to exceed applicable inventory limits only if he acquires the excess under this regulation. However, if thereafter he places orders for deliveries of the particular item from producers or distributors, he may not receive such further deliveries until his inventory is reduced to a practicable minimum working inventory or other applicable limit, and such orders may not call for delivery before that time. This paragraph does not apply to persons buying for resale. It also does not permit a person to stockpile in anticipation of starting or resuming civilian production except as permitted by other applicable regulations or orders. However, if any applicable WPB order or regulation permits a larger inventory than six months, this paragraph does not restrict receipts below the larger amount.

(3) *Persons buying for resale.* If a person at a special sale buys a material or product for resale, he may not resell in violation of any WPB regulation or order which applies to persons engaged in the business of selling the particular material or product. Even if the buyer for resale has not previously sold the material or product as part of his regular business, he is subject to the same restrictions in reselling as a regular wholesaler, retailer or other distributor of it under all applicable WPB regulations and orders, unless the particular regulation or order specifically states otherwise. For example, if an order requires specific WPB permission before a regular distributor of a product can sell it, any

person who buys it at a special sale for resale must do what the order says.

(4) *Reports.* If any order or regulation provides that a buyer of a material or product must make any report or furnish any information either to the War Production Board or to the seller, this regulation does not excuse him from these requirements.

Miscellaneous Provisions

(k) *Records.* Any person making a sale under this regulation must keep sufficient records so that he can show that the sale was permitted under this regulation.

(l) *Revisions of Lists A and B.* Lists A and B attached to this regulation will be revised from time to time. A person wishing to sell a material or product under this regulation should be sure that he has the lists which are in effect at the time of the sale. Copies may be obtained from any field office of the WPB.

(m) *Letters and questions.* Any letters or questions about this regulation should be sent to the War Production Board in Washington 25, D. C., marked "Ref: P.R. 13".

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST A—RESTRICTIONS ON SPECIAL SALES (DOMESTIC)

A. *General rules.* Special sales in the domestic market of materials or products in Column 1 of List A below are restricted to certain classes of buyers as indicated below in section B, and in accordance with any special rules for a particular material or product as shown on the list. The listings show in some instances the class or group of materials and do not always list all the trade names and related materials. Exceptions to the restrictions are indicated below in section C. Special sales of materials or products not listed may be made freely, but all special sales are subject to the general rules in paragraphs (d), (e) and (f) of the regulation.

B. *Classes of buyers.* Special sales of materials or products on this List A may be made to the following classes of buyers:

(1) To a producer of the same kind of material or product.

(2) To a reprocessor, unless a note in Column 4 of the list indicates to the contrary with respect to a particular material or product. A reprocessor means any person who remakes, repairs or reworks new, rejected or second-grade materials or products of the kind being sold.

(3) To a regular dealer, unless Column 3 or a note in Column 4 of the list indicates to the contrary with respect to a particular material or product. A dealer means any wholesaler or retailer regularly dealing in the materials or products of the kind being sold, and reselling them from stock or inventory to industrial users or to other persons. It

also includes persons who recondition or rebuild equipment and machinery of the kind being sold for resale to industrial users. Such persons are not, however, relieved from compliance with any WPB orders or regulations which control the distribution of the material by them.

If this List A shows no restrictions on the special sale of a material or product to a regular dealer, the seller may sell it to any person for resale who gives him the following certification, provided the seller has no reason to believe that it is false.

The undersigned buyer certifies under Priorities Regulation 13 to the seller and to the WPB that he will in good faith offer for sale the material or product covered by this order in substantially the same time and manner as would a person regularly dealing in it, that he will render substantially the same type of service as would such a person, and that he will comply with all WPB regulations and orders applicable to such a person.

(Signature)

Any person giving such a certification must comply with all applicable WPB regulations and orders as he has certified he will. The standard certification provided in Priorities Regulation 7 may not be used in place of this certification.

(4) To persons buying for use subject to the restrictions indicated in Columns 2 and 4 of the list.

C. *Exceptions from the restrictions on the list.* Even if this List A shows a restriction on the special sale of a particular material or product, the sale may still be made if one or more of the following conditions apply:

(1) *Special permission.* If the list requires special authorization from the WPB in order for a sale of a particular material or product to be made, or if other conditions imposed by the list cannot be met, the seller may apply on Form WPB-1161 for special permission to sell unless the list states that some other form must be used. If Form WPB-1161 is applicable, and permission is given, it may be restricted to a specific buyer or class of buyers, or may permit the sale to any buyer for resale who gives the certification described in section B (3) above relating to dealers.

(2) *Used materials or products.* If the material or product is used, it may be sold freely to anyone unless a notation on List A indicates a restriction on its sale.

(3) *Small quantity exemption.* A special sale may be made freely if all the material or product of the same kind or type that the seller has at any one plant, operating unit or location did not cost him more than \$100. In the case of any materials or products involved in a Government contract termination, this exemption applies if there is no more than \$100 worth of the material or product in the termination inventory at any one location. Similarly, \$100 worth (at cost) of any material or product may be sold at any single public auction, regardless of the amount of the material or product the seller has. Also, for the purpose of determining whether a particular lot of material or product is suitable for the prospective customer's use, a person may

make a special sale of a sample lot, provided the amount involved (at cost to the seller) of any such sample does not exceed \$20.

(4) *Special orders.* If the War Production Board by an order or in any other way has ruled that all persons engaged in a particular business may sell or exchange the materials or products between themselves, they may do so.

(5) *Disposal of contract termination inventories.* For the purpose of making a settlement of a Government contract, surplus materials or products on List A may be transferred freely from any subcontractor or prime contractor to a procuring agency or disposal agency of the Government, providing the procuring agency has so directed. However, if any material or product is later withdrawn from the contract settlement, its disposition is controlled by this List A.

(6) *Sales to Government stockpiling agencies.* A person may sell surplus materials or products on List A freely to one of the following Government Corporations or to anyone buying as agent for one of them: Commodity Credit Corporation, Defense Supplies Corporation, Metals Reserve or Rubber Reserve Company.

(7) *Transfers of surplus Government-owned materials or products.* Transfers by Government agencies of surplus materials or products, or of idle or excess materials or products not acquired for sale or resale, may be made freely to a Government Disposal Agency acting as such and may be made freely between and within the War Department, Navy Department, Maritime Commission, War Shipping Administration, Veterans' Administration, and the Defense Plant Corporation, and from the Government Disposal Agencies to any of the above.

D. *Buyers obligations.* No matter who the buyer is or how the sale is made or authorized, the buyer is always subject to the conditions and other provisions stated in paragraph (j) of the regulation.

LIST A—RESTRICTIONS ON SPECIAL SALES (DOMESTIC)

EXPLANATION OF TERMS USED

"WPB-1161" (or other designated WPB form number) means that the seller may not sell to the class of buyer listed at the head of the column without special WPB permission pursuant to application on the form specified. A note in the Remarks Column may show limited exceptions to this requirement. Section C (1) in the introduction to this list tells how to get permission.

"PR-CC" means that the seller may sell only to a person in the particular class of buyer who gives him a CC or higher preference rating. These ratings cannot be used further by the seller, as explained in paragraph (d) (3) of the regulation. This regulation does not in any way assign preference ratings.

"WOP" means that the seller can sell to the class of buyer listed at the head of the column without any preference rating, allocation, or other special permission being necessary.

Provisions in the Remarks Column applicable to the particular material or product must be complied with.

LIST A—RESTRICTIONS ON SPECIAL SALES (DOMESTIC)—Continued

Materials or products (new, unless "used" is specified)	Persons buying for use	Wholesalers or retailers regularly dealing in the materials or products in the form held by the holder	Remarks
(1)	(2)	(3)	(4)
PART I—METALS AND METALLIC ORES			
Antimony*-----	WPB-1161-----	WPB-1161-----	*No authorization required providing the buyer certifies to the seller that his aggregate purchases from all sources in any month, including the purchase in question, do not exceed 224 pounds (contained antimony).
Tin: Pig tin-----	WPB-1161-----	WPB-1161-----	
Uranium-----	WPB-1161-----	WOP-----	
PART II—CHEMICALS			
All chemicals are unlisted in List A but the uses of certain chemicals are restricted by applicable M orders. See paragraph (j).			
PART III—TEXTILE FIBERS, FABRICS, CLOTHING, LEATHER AND RELATED PRODUCTS			
NOTE: Part III amended Oct. 1, 1945. These restrictions do not apply, if the material was acquired without a priority rating or authorization from the War Production Board. Cordage (see Rope).			
Fibers:			
Cordage fibers (Manila and Agave only)-----	WPB-1161-----	WPB-1161-----	
Materials obtained under Conservation Order M-328B and orders in the M-328 series.	PR-CC-----	PR-CC-----	
Rope* (Manila and Agave only)-----	WPB-1161**-----	WPB-1161**-----	**"Rope" means any rope or cable, treated or untreated, composed of three or more strands each strand composed of two or more yarns. May not be sold to a processor. **No authorization required if the total amount of all rope the seller has at any one plant, operating unit or location is not more than 5,000 lbs.
PART IV—MISCELLANEOUS MATERIALS AND PRODUCTS			
Rubber:			
Natural rubber-----	WPB-1161-----	WPB-1161-----	
Natural rubber latex-----	WPB-1161-----	WPB-1161-----	
Chlorinated rubber (natural)-----	WPB-1161-----	WPB-1161-----	
NOTE: Part V deleted Oct. 1, 1945.			

LIST B—RESTRICTIONS ON SPECIAL SALES FOR EXPORT

Special sales for export of materials and products on this List B are restricted as shown in the list in accordance with paragraph (b) of the regulation. For explanation of terms used, see List A.

Materials or products (new, unless "used" is specified)	Persons buying for export or foreign purchasers	Remarks	Materials or products (new, unless "used" is specified)	Persons buying for export or foreign purchasers	Remarks
(1)	(2)	(3)	(1)	(2)	(3)
PART I—METALS AND METALLIC ORES					
Antimony*.....	WPB-1161.....	*No authorization required providing the buyer certifies to the seller that his aggregate purchases from all sources in any month, including the purchase in question, do not exceed 224 pounds (contained antimony).	PART III—TEXTILE FIBERS, FABRICS, CLOTHING, LEATHER AND RELATED PRODUCTS		
Babbitt and tin bearing alloys: Containing 12 percent or less tin by weight.	WPB-1161*.....	*No authorization required if the special sale does not exceed 1,000 pounds for one shipment.	NOTE: Part III amended Oct. 1, 1945. These restrictions do not apply if the material was acquired without a priority rating or authorization from the War Production Board.		
Containing more than 12 percent tin by weight.	WPB-1161.....		Cordage (see Rope).		
Solder: Containing 30 percent or less tin content by weight.	WPB-1161*.....	*No authorization required if the special sale does not exceed 1,000 pounds for one shipment.	Fabrics (Woven, felt knitted and braided): Burlap.....	PR-CC.....	
Containing more than 30 percent tin by weight.	WPB-1161.....		Fibers: Cordage fibers: Manila, agave, jute and coir.	WPB-1161.....	
Tin.....	WPB-1161.....		Materials obtained under Conservation Order M-328B and orders in the M-328 series.	PR-CC.....	
Uranium.....	WPB-1161.....		Rope (Manila and agave only)	WPB-1161**.....	**No authorization required if the total amount of all rope the seller has at any one plant, operating unit or location is not more than 5,000 lbs.
PART II—DELETED AUG. 22, 1945					
PART IV—MISCELLANEOUS MATERIALS AND PRODUCTS					
Rubber:					
Natural rubber.....					
Natural rubber latex.....					
Reclaimed.....					
Synthetic—all types.....					
NOTE: Part V deleted Oct. 1, 1945.					

DIRECTION 1: Expired June 30, 1945.

DIRECTION 2: Revoked May 31, 1945.

DIRECTION 4

INVENTORY EXEMPTION FOR SURPLUS AIRCRAFT MATERIALS FOR USE IN MANUFACTURE OF CIVILIAN AIRCRAFT

(a) *What this direction does.* The reduction in military aircraft programs has resulted in large surpluses of aircraft quality materials and components far exceeding foreseeable commercial requirements for civilian aircraft. In order to encourage the disposal of these materials for use in the manufacture of civilian aircraft, this direction permits such manufacturers to receive them on special sales without regard to inventory restrictions.

(b) *Inventory exception.* The inventory restrictions of paragraph (j) (2) of Priorities Regulation 13 and other WPB inventory restrictions on receipts do not apply to delivery and acceptance of idle, excess or surplus materials or components received by a civilian aircraft manufacturer or aircraft sub-assembly manufacturer, provided all the following conditions are complied with:

(1) The materials must be received from aircraft or aircraft sub-assembly contractors or from Government owning or disposal agencies; and

(2) They must be received pursuant to a special sale under Priorities Regulation 13; and

(3) They must be acquired for use in the manufacture of civilian aircraft and components and not for sale or resale.

(c) *Further deliveries.* A person who receives materials or components under this direction may not thereafter receive further deliveries of the particular item from producers or distributors of it until his inventory of it is reduced to a practicable minimum working inventory or other applicable limitation, and his orders may not call for delivery before that time. (Issued Aug. 29, 1945.)

[F. R. Doc. 45-18219; Filed, Oct. 1, 1945; 11:57 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Direction 3, as Amended Oct. 1, 1945]

Direction 3 to Priorities Regulation 13 is amended to read as follows:

Government agencies and state or local governments are entitled to certain priorities in getting surplus property from government disposal agencies under the Surplus Property Act of 1944 and Surplus Property Board Regulation 2. Although, under paragraph (d) (2) of Priorities Regulation 13, WPB preference ratings no longer have any effect on disposals of surplus property, disposals under SPB Regulation 2 are still subject to any individual directives which the WPB may issue with respect to delivery of specified surplus property to a named buyer or class of buyers. Such directives will be issued only where a particular material or product is urgently needed, and is not readily obtainable from new production because of generally short supply. Disposal agencies must also comply with the restrictions on special sales of the materials and products on Lists A and B of Priorities Regulation 13.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18220; Filed, Oct. 1, 1945; 11:58 a. m.]

PART 3133—PRINTING AND PUBLISHING

[Limitation Order L-240, as Amended Oct. 1, 1945]

NEWSPAPERS AND OTHER USERS OF NEWSPRINT

The fulfillment of requirements for the defense of the United States has created a shortage of the supply of print paper for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

Scope

(a) The purpose of this order.

Definitions and Explanations

- (b) Newspaper.
- (c) Camp papers and free distribution publications.
- (d) Publisher.
- (e) Print paper.
- (f) Use.
- (g) Net paid circulation.
- (h) Inventory.
- (i) Transfer of quotas.

Consumption Quota

- (j) Allowable consumption.
- (k) Computation of consumption quota.
- (l) Carry-over.
- (m) Consumption quotas for certain types of newspapers.
- (n) Allotment to Army and Navy.

Delivery Quota

- (o) Computation of delivery quota.
- (p) Exceptions.
- (q) Certification.
- (r) Inventory reports and copies of orders.
- (s) Inter-company transfers.

Miscellaneous Provisions

- (t) Loans of print paper.
- (u) Applicability of regulations.
- (v) Appeals.
- (w) Communications to the War Production Board.
- (x) Violations.

Schedule I

- (a) The purpose of this schedule.
- (b) Definition of "newsprint".
- (c) Newsprint consumption quotas for persons other than newspaper publishers.
- (d) Newsprint delivery quotas for persons other than newspaper publishers.

Scope

§ 3133.6 *Limitation Order L-240—(a) The purpose of this order.* This order does four things: First, it limits the tonnage of print paper which may be used by a publisher in printing a newspaper. This is called his "consumption quota". Second, it limits the tonnage of print paper which may be ordered or accepted by a newspaper publisher. This is called his "delivery quota". A publisher's consumption quota is on a quarterly basis and his delivery quota is on a monthly basis. Third, Schedule I limits the tonnage of newsprint which a person may use or cause to be used for purposes other than the printing of a newspaper. Fourth, Schedule I limits the tonnage of newsprint which may be ordered or accepted by persons other than newspaper publishers.

Definitions and Explanations

(b) *Newspaper.* "Newspaper" means any publication generally recognized as a newspaper in the newspaper industry, regardless of the frequency of issuance. The term includes all supplements, inserts and other printed matter physically incorporated into a newspaper or delivered together with it.

Where two or more newspapers are published by the same publisher, whether in the same city or in different cities, each newspaper shall operate under a separate consumption quota and a separate delivery quota. In computing his consumption quota a publisher must make separate calculations for morning, evening and Sunday editions, but these figures must be consolidated into a single consumption quota for each newspaper, in accordance with the instructions contained in paragraph (k).

However, morning, evening, Sunday and other editions of the same newspaper shall operate under a single consumption quota and a single delivery quota.

In determining whether a publisher issues separate newspapers or separate editions of the same newspaper, the number and form of the reports filed by the publisher with the Audit Bureau of Circulations in 1941 will be controlling, in the absence of special circumstances. Thus, if a publisher in 1941 filed consolidated statements with the Audit Bureau of Circulations covering morning, evening and Sunday issues, even if these issues had different names, different formats and different staffs, they will ordinarily be considered as a single newspaper for the purposes of this order. If a publisher in 1941 filed separate statements with the Audit Bureau of Circulations covering his morning, evening, Sunday and other publications, they will ordinarily be considered as separate newspapers for the purposes of this order.

If a publisher is uncertain as to whether or not his publication is a newspaper as defined in this order or any of the items covered by Schedule I, he may ask the War Production Board for an official determination. The War Production Board may also make this determination upon its own motion. Such a determination, issued to the publisher in the name of the Recording Secretary of the War Production Board, shall be conclusive for the purposes of this order, unless revoked or modified by the same authority.

(c) *Camp papers and free distribution publications.* Army or Navy camp, post, station or unit "newspapers" or news sheets generally are not recognized as newspapers in the newspaper industry. They are covered by Schedule I, paragraph (c) (3) of this order. Shopping guides, want ad periodicals and publications in newspaper format distributed free or at nominal cost also are not recognized as newspapers within the meaning of this order and are governed by Schedule I, paragraph (c) (2) of this order. If a publisher issued a

free distribution newspaper in 1941, his consumption quota shall be determined in accordance with Schedule I, paragraph (c) (2) of this order and that schedule shall govern even if the circulation of the publication has subsequently been changed in whole or in part to a net paid basis.

(d) *Publisher.* "Publisher" means a person who publishes a newspaper including an individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons whether incorporated or not.

(e) *Print paper.* "Print paper" means any grade, quality, type or basis weight of paper used in publishing a newspaper. The term includes paper reclaimed wholly or partly from printed or unprinted waste, as well as paper made entirely from virgin fiber. It also includes roll wrappers, newsprint used as wrappers, identification sheets and labels for newspapers, and production waste, whether or not this waste is subsequently salvaged for other uses.

(f) *Use.* All production waste shall be included in the tonnage of print paper "used" in printing a newspaper. Transit damage shall not be included in a publisher's "use" of print paper. A publisher may determine the dates on which paper is "used" under this order either on the basis of the dates when the paper is actually printed or the dates appearing on the respective issues of the newspaper, provided he continues to use the same method which he used in computing his 1941 base tonnages.

(g) *Net paid circulation.* "Net paid circulation" means the number of copies of a newspaper which have been sold (exclusive of bulk sales), as audited by the Audit Bureau of Circulations or (in the case of newspapers which are not members of the Audit Bureau of Circulations) as verified in accordance with the standards of the Audit Bureau of Circulations of January 1, 1942.

(h) *Inventory.* "Inventory" means all the print paper which is owned by a publisher or is available for his use. It includes the print paper which he has on hand, in storage, and in transit and paper held for his use by a paper merchant, warehouseman or other person, regardless of its physical location. However, it does not include print paper shipped by water and held in warehouse by a paper manufacturer or merchant as part of the inventory of the manufacturer or merchant; such paper does not become part of a publisher's inventory until it is delivered to him.

(i) *Transfer of quotas.*—(1) *Quotas established under different paragraphs.* Quotas established under paragraphs (k) or (m) of this order and the several subdivisions of paragraph (c) of Schedule I are not interchangeable. Thus, for example, a publisher may not use for the printing of a newspaper any part of a consumption quota established under Schedule I, and he may not permit any part of his consumption quota estab-

lished under paragraphs (k) or (m) to be used for any purpose other than a newspaper. Moreover, a consumption quota established under any of the subdivisions of paragraph (c) of Schedule I may not be used for a purpose covered by any other subdivision of that paragraph or for a newspaper. If a newspaper publisher also conducts a job printing business he must keep these two operations separate for quota purposes.

(2) *Transfer of quotas to different persons.* The rules governing the assignability of quotas are set forth in Priorities Regulation 7a.

Consumption Quota

(j) *Allowable consumption.* In the third quarter of 1945 and in each calendar quarter after that, no publisher may use or cause to be used, in the publication of a newspaper, print paper in excess of:

(1) His quarterly consumption quota, which shall be computed in accordance with the instructions set forth in paragraph (k) or (m) plus

(2) Any less-than-quota savings carried over from previous calendar quarters, as provided in paragraph (l), plus

(3) Ex-quota tonnage, if any, which may have been granted on appeal for consumption in that quarter.

(k) *Computation of consumption quota.*—(1) *Base tonnages.* Ascertain, separately, the tonnage of print paper comprising the net paid circulation of morning, evening, Sunday or other issues of the newspaper in the corresponding quarter of 1941. Add 3 per cent to each figure. (This 3 per cent is an arbitrary allowance to compensate for production waste and should be added whether the actual production waste in 1941 was greater or less than 3 per cent). These are the "base tonnages" for morning, evening, Sunday or other issues of the newspaper, which shall be adjusted in accordance with instructions 2, 3, and 4.

(2) *Circulation increase.* Ascertain, separately, the percentage increase or decrease in average net paid circulation of morning, evening, Sunday or other issues of the newspaper in the calendar year 1942 as compared with the calendar year 1941. (The average net paid circulation for each year shall be determined by adding together the average net paid circulation for each of the four quarters of the year and dividing by four).

(3) *Tonnage equivalent of circulation increase.* Apply, separately, the respective percentages of circulation increase or decrease determined under instruction number 2 to the respective base tonnages determined under instruction number 1 for morning, evening, Sunday or other issues of the newspaper.

(4) *Adjustment of base tonnages.* Adjust the respective base tonnages determined under instruction number 1 by adding or subtracting the number of tons represented by the percentage circulation gain or loss determined under instruction number 3.

(5) *Total adjusted base tonnage.* Total the respective base tonnages for

morning, evening, Sunday or other issues of the newspaper determined under instruction number 1. Total the respective adjusted base tonnages for morning, evening, Sunday, or other issues of the newspaper determined under instruction number 4. The larger of these two totals is the publisher's "total adjusted base tonnage" from which the required reductions shall be applied.

(6) *Sliding scale of reductions.* Reduce the total adjusted base tonnage by the following sliding scale of percentage cuts:

(i) Deduct 2% of the amount over 25 tons but not over 125 tons.

(ii) Deduct 4% of the amount over 125 tons but not over 250 tons.

(iii) Deduct 6% of the amount over 250 tons but not over 500 tons.

(iv) Deduct 10% of the amount over 500 tons but not over 1000 tons.

(v) Deduct 12% of the amount over 1000 tons.

(7) *Consumption quota.* The balance remaining after subtraction of the above reductions from the total adjusted base tonnage determined under instruction number 5 is the publisher's consumption quota for the quarter.

(8) *Adjustment for print paper lighter than 32-pound basis weight.* If a publisher orders print paper lighter than 32-pound basis weight, his consumption quota for the current calendar quarter shall be reduced proportionately as follows: First, determine the percentage by which 32-pound paper exceeds such lighter paper in weight. Second, multiply the tonnage of lighter paper so ordered by this percentage. Third, subtract the result from the publisher's consumption quota. For example, if a publisher has a consumption quota of 200 tons and orders 100 tons of 30-pound basis weight paper, his consumption quota shall be reduced by 6 2/3 tons, since 32-pound paper is 6 2/3% heavier than 30-pound paper.

(9) *Fourteenth Sunday in third quarter of 1945.* Inasmuch as there are 14 Sundays and 78 weekdays in the third quarter of 1945, compared with 13 Sundays and 79 weekdays in the third quarter of 1941 and 1944, the publisher of a daily and Sunday newspaper may increase his consumption quota in the third quarter of 1945 by the excess of his average Sunday use of print paper in the third quarter of 1944 over his average weekday use of print paper in the third quarter of 1944. The publisher of a newspaper issued only on Sundays may increase his consumption quota in the third quarter of 1945 by one-thirteenth of his allowable use of print paper in the third quarter of 1944. No publisher may increase his delivery quota because of any additional tonnage he may use for the fourteenth Sunday in the third quarter of 1945.

(1) *Carry-over.* If a publisher uses less print paper than he is permitted to use in the fourth quarter of 1943, or in any calendar quarter after that, he may add this tonnage to his consumption quota but not to his delivery quota, in any succeeding quarter. This paragraph does not apply to the print paper

which a publisher is permitted to use under paragraph (m) (2).

(m) *Consumption quotas for certain types of newspapers.* Excepted from the provisions of paragraph (k) are certain types of newspapers described in this paragraph (m), whose consumption quotas shall be computed as follows:

(1) *Special types of newspapers.* Any newspaper containing the equivalent of 8 standard-size pages or less which is authorized to be admitted to the mails as second-class matter under the provisions of section 521 of the Postal Laws and Regulations of 1940 (Title 39, U. S. C., sec. 229) pertaining to the publications of benevolent, fraternal, trades-union, professional, literary, historical, and scientific organizations and societies shall have a consumption quota of print paper in any calendar quarter equal to either:

(i) Its quarterly consumption of print paper in any one of the first three calendar quarters of 1944; or

(ii) Its consumption of print paper in the corresponding calendar quarter of 1943. If the publisher selects this latter method in any calendar quarter, he may increase his consumption quota in that quarter by that percentage by which the average number of copies per issue in the third quarter of 1944 exceeds the average number of copies per issue in the corresponding calendar quarter of 1943. For example, if a newspaper's consumption of print paper in the first quarter of 1943 was 5 tons with an average press-run in that quarter of 5,000 copies per issue, and its average press-run in the third quarter of 1944 was 6,250 copies per issue, his consumption quota for the first calendar quarter of 1945 is 6¼ tons.

(2) *Small newspapers.* During the third calendar quarter of 1945 and in each calendar quarter after that, any person may use or cause to be used 10 tons of print paper for a newspaper published weekly or less frequently, 11¼ tons of print paper for a newspaper published semi-weekly, 12½ tons of print paper for a newspaper published tri-weekly, 13¾ tons of print paper for a newspaper published four times a week, 15 tons of print paper for a newspaper published 5 times a week, 16¼ tons of print paper for a newspaper published 6 times a week, or 17½ tons of print paper for a newspaper published 7 times a week. It makes no difference whether he used that much print paper or any print paper in the publication of a newspaper during any previous period.

(3) *Other newspapers using less than 25 tons per quarter.* If, prior to October 1, 1944, a publisher used less than 25 tons of print paper per calendar quarter for civilian readers (whether or not he used additional paper for military readers), his total quarterly consumption quota for all types of readers shall be computed as follows:

(i) Ascertain the total number of copies of all issues printed in each of the seven calendar quarters between January 1, 1943 and September 30, 1944.

(ii) Ascertain the average number of pages per issue printed in each of the seven calendar quarters between January 1, 1943 and September 30, 1944.

(iii) Multiply the highest quarterly figure determined under subdivision (i),

by the highest quarterly figure determined under subdivision (ii). The weight of paper required to produce this number of pages is the publisher's quarterly consumption quota; *Provided, however,* That if this figure is in excess of 25 tons, the publisher shall be limited to 25 tons per quarter plus the tonnage in excess of 25 tons which he used for military circulation in the third quarter of 1944.

(n) *Allotment to Army and Navy.* The War Production Board may from time to time delegate to the Army and the Navy authority to add to the consumption quotas of newspaper, magazine, and book publishers the tonnage consumed in publications which are distributed by the Army or Navy to United States Armed Forces personnel (1) in the Continental United States without charge or (2) outside the Continental United States with or without charge. This provision does not cover purchases by military exchanges or service departments as defined in Priorities Regulation No. 17 for distribution within the continental limits of the United States. All newspapers, magazines, and books sold to the military shall be charged against the publisher's consumption quota unless the publisher has received a specific grant from the Army or the Navy pursuant to this paragraph.

Delivery Quota

(o) *Computation of delivery quota.* In July 1945, and in each calendar month after that, no publisher may order or accept delivery of print paper in excess of his monthly delivery quota, which shall be computed in accordance with the following instructions:

(1) *Monthly base.* Total the publisher's consumption quotas for the third and fourth quarters of 1945 and add the ex-quota tonnage, if any, which may have been granted for the third and fourth quarters of 1945. Divide by 6. Do not add any carry-over from preceding quarters.

(2) *Inventory ceiling.* The above amount shall be reduced accordingly if a publisher's inventory is, or by virtue of such order or acceptance will become, on December 31, 1945, greater than: (i) 30 days' supply for publishers in the states named in List A, (ii) 50 days' supply for publishers in the States named in List B, or (iii) 60 tons for publishers who would be limited to a smaller amount by subdivision (1) or (ii) above.

List A

Connecticut.	Nebraska.
District of Columbia.	New Hampshire.
Delaware.	New Jersey.
Illinois.	New York.
Indiana.	North Dakota.
Iowa.	Ohio.
Kansas.	Pennsylvania.
Kentucky.	Rhode Island.
Maine.	South Dakota.
Maryland.	Vermont.
Massachusetts.	Virginia.
Michigan.	West Virginia.
Minnesota.	Wisconsin.
Missouri.	

List B

Alabama.	Nevada.
Arizona.	New Mexico.
Arkansas.	North Carolina.
California.	Oklahoma.
Colorado.	Oregon.
Florida.	South Carolina.
Georgia.	Tennessee.
Idaho.	Texas.
Louisiana.	Utah.
Montana.	Washington.
Mississippi.	Wyoming.

3. *Exclusions.* In computing his monthly base under paragraph (o) (1), and in computing the maximum tonnage which he may have in his inventory on December 31, 1945 in accordance with paragraph (o) (2), a publisher shall exclude any less-than-quota savings under his consumption quota carried over from previous quarters. He shall also exclude print paper which he has received by Great Lakes or coastal water-borne shipments; provided on May 1 of any calendar year he shall have on hand or available for use not more than (1) a 30 days' supply if he is located in one of the States named on List A above, or (ii) a 50 days' supply if he is located in one of the States named in List B above and provided further that no publisher may order or accept delivery of a total amount of print paper by water, rail or otherwise in any calendar year (including both the open and closed navigation seasons) in excess of his permitted consumption for that calendar year.

(4) *Computation of rate of consumption.* The number of days' supply shall be computed at the average daily rate of allowable consumption for the last six months of 1945.

(5) *Fractional carloads.* If a publisher's delivery quota for any month is less than one carload, he may nevertheless order and accept, in that month, up to one full carload. If a publisher's delivery quota for any month is a whole number of carloads plus a fraction of another carload, the fraction may be added to his delivery quota for any succeeding month.

(6) *Transit damage.* If print paper in inventory is destroyed or damaged to such an extent that it becomes unusable in publishing his newspaper, whether this occurs while the paper is in transit or after it has reached its destination, the publisher may increase his delivery quota (but not his consumption quota) in the same or any subsequent month by an amount sufficient to replace such paper. It is immaterial whether or not the publisher is reimbursed for the destroyed or damaged paper by the shipper, the carrier, or an insurance company. It is also immaterial whether or not the publisher salvages all or part of the damaged paper for use other than in publishing his newspaper.

(7) *Report on transit damage.* Any publisher who increases his delivery quota to replace destroyed or damaged print paper in accordance with subparagraph 6 above shall, within 15 days after placing the order for such replacement, file a letter with the War Production Board stating the number of tons comprising the publisher's delivery quota for that month, the number of tons destroyed or damaged, the manner in which such print paper was rendered unfit for use in

publishing his newspaper, and the number of tons ordered in excess of his delivery quota. This reporting requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(p) *Exceptions.* Permission to order or accept delivery of print paper in excess of the tonnage allowed under paragraph (c) may be granted by the War Production Board upon a written request for specific authorization stating the number of tons and the number of days' supply of print paper which the publisher has in inventory, the number of tons comprising his delivery quota, the number of additional tons he desires to order and accept, and the reasons why the denial of the request would create undue hardship.

(q) *Certification.* No mill or other supplier may sell or deliver to any person, and no person may accept, any newsprint for use under Order L-240 or Schedule I of Order L-240 except on a delivery order bearing or accompanied by a certification substantially in the form set forth below. This certification must be signed manually or as provided in Priorities Regulation No. 7 by the purchaser or by an official duly authorized for such purpose:

The undersigned certifies, subject to the penalties of section 35 (a) of the U. S. Criminal Code, to the seller and to the War Production Board: (a) that he is permitted to place this delivery order and to accept the newsprint ordered; (b) that the newsprint will be used or delivered, or that it is required to replace in inventory newsprint previously used or delivered; under War Production Board Order L-240 or Schedule I to Order L-240.

The above certification must be placed on, or must accompany, each delivery order placed by any person for newsprint to be used under Order L-240, and the certification provided for in Priorities Regulation No. 7 may not be used in its place.

(r) *Inventory reports and copies of orders.* On and after July 1, 1945, the publisher of every newspaper which consumes 25 tons of print paper or more in any calendar quarter shall file with the War Production Board:

(1) A monthly statement of his inventory of print paper on Form WPB 4292 within three days after the close of each month, beginning with June 1945.

(2) Copies of all orders for the delivery of print paper placed by him or for his account. Such copies of orders must be mailed within three days after the orders are placed.

These reporting requirements have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(s) *Intra-company transfers.* The foregoing restrictions apply not only to deliveries from one person to another, including affiliates and subsidiaries, but also to deliveries from one branch, division, or section of a single enterprise to another branch, division, or section of the same or any other enterprise under common ownership or control.

Miscellaneous Provisions

(t) *Loans of print paper.* Any loan of print paper made by a publisher shall be reported to the War Production Board by letter within 15 days after the date of the loan. This reporting requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(u) *Applicability of regulations.* This order and all transactions affected by it are subject to all present and future regulations of the War Production Board.

(v) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter referring to the particular provision appealed from and stating fully the grounds of the appeal. Appeals by newspaper publishers shall be acted upon in accordance with Supplement I of this order.

(w) *Communications to the War Production Board.* All reports required to be filed hereunder, requests for specific authorization, appeals and other communications concerning this order shall be addressed to: War Production Board, Printing and Publishing Division, Washington 25, D. C. Ref: L-240.

(x) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD.
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE I

(a) *The purpose of this schedule.* This schedule limits the acceptance and use of newsprint for all purposes other than newspapers.

(b) *Definition of "newsprint".* "Newsprint" means the grades of paper commonly known as "standard newsprint" and "super-standard newsprint."

(c) *Newsprint consumption quota for persons other than newspaper publishers.* (1) In the third calendar quarter of 1945 and in each calendar quarter after that no person may cause to be used in the publication of magazines or books more than 113.3 per cent of the newsprint which he lawfully used or caused to be used for that purpose in the corresponding calendar quarter of 1944 or the second calendar quarter of 1945, or 10 tons, whichever is greatest: *Provided, however,* That any person who did not publish magazines or books in 1942 may not cause any newsprint to be used for such purposes in any quarter in which he is associated directly or indirectly with any person, firm or corporation having a consumption quota under this paragraph.

(2) In the third calendar quarter of 1945 and in each calendar quarter after that no person may cause to be used in the publication of shopping guides, free distribution

newspapers, want ad publications and free distribution publications in newspaper format more than 110 per cent of the newsprint which he lawfully caused to be used for that purpose in the corresponding calendar quarter of 1944 or the second calendar quarter of 1945, or 10 tons, whichever is greatest. However, no part of a consumption quota under this paragraph may be transferred to a different city or trading area.

(3) In the third calendar quarter of 1945 and in each calendar quarter after that no person may use (except for newspapers, magazines, books, shopping guides, free distribution newspapers, want ad publications and free distribution publications in newspaper format) more than 113.3 per cent of the newsprint which he lawfully used in the corresponding calendar quarter of 1944 or the second calendar quarter of 1945, or 10 tons, whichever is greatest. However, a printer is not limited in the amount of newsprint which he may use for printing, including official Army or Navy post, camp, station or unit newspapers, to be delivered to the Army, Navy, Maritime Commission or War Shipping Administration directly, or as a part of a contract for an item purchased by one of those agencies.

(d) *Newsprint delivery quotas for persons other than newspaper publishers.* In the fourth calendar quarter of 1945 and in each calendar quarter after that no person (other than the publisher of a newspaper) may order or accept newsprint in excess of his consumption quota for that calendar quarter. This amount shall be reduced accordingly if his inventory of newsprint is, or by virtue of such acceptances will become, on the first day of any calendar quarter commencing with the fourth quarter of 1945, more than 33 1/3 per cent of the newsprint which he lawfully used or caused to be used in the preceding calendar quarter, or 10 tons, whichever is greatest.

(e) *Transfer of quotas.* Except under circumstances stated in Priorities Regulation No. 7A, the transfer of quotas from one person to another and the acquisition or use of one person's quota by any other person, directly or indirectly, is a violation punishable in accordance with paragraph (s). Quotas established by this order may not be bought or sold under any guise. Thus, for example, if A, a publisher with a newsprint quota under paragraph (c) (1), places his name in the masthead of a magazine, and otherwise identifies himself as its publisher, but B performs most of the customary publishing functions, this is an unauthorized use by B of A's quota.

(f) *Additional restrictions concerning magazines.* (1) The newsprint consumed in reprints containing 40% or more of the editorial content appearing in any issue of a magazine must be charged against the newsprint quota of the publisher from whose magazine the material was reprinted.

(2) Not more than one person's newsprint consumption quota may be used to publish the same or substantially the same magazine.

INTERPRETATION 1: Revoked Dec. 24, 1943.

INTERPRETATION 2: Revoked Dec. 24, 1943.

INTERPRETATION 3: Revoked Dec. 24, 1943.

INTERPRETATION 4

TRANSIT DAMAGE

Paragraph (f) of Order L-240 states in part: "Transit damage shall not be included in a publisher's 'use' of print paper." This provision which was inserted in the order on December 24, 1943, merely explained, and did not change, the existing rule.

date "October 3, 1945" to "October 6, 1945" in the first and third sentences of paragraph (g) (1).

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18250; Filed, Oct. 1, 1945;
4:37 p. m.]

PART 3290—TEXTILE, CLOTHING AND
LEATHER

[Conservation Order M-328B, Schedule K, as
Amended Aug. 24, 1945, Amdt. 2]

SPECIAL PROGRAM FOR WOOL CIVILIAN ITEMS

Section 3290.120k *Schedule K to Order*
M-328B is amended by changing the date
"October 3, 1945" to "October 6, 1945" in
the first and third sentences of para-
graph (f) (1).

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18249; Filed, Oct. 1, 1945;
4:37 p. m.]

Chapter XI—Office of Price Administration

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses,¹ Amdt. 65]
HOTELS AND ROOMING HOUSES

The application of the Rent Regula-
tion for Hotels and Rooming Houses is
terminated in a portion of the Riverside
Defense-Rental Area in California and
consequently Item 35 in Schedule A of
the Rent Regulation for Hotels and
Rooming Houses is hereby amended to
read as follows:

¹ 10 F. R. 3462, 3555, 3656, 3950, 4713, 5089,
5576, 5579, 6400, 7849, 7853, 8017.

At all times since the issuance of Order
L-240 on December 31, 1942, a publisher has
been obliged to charge against his consump-
tion quota only the print paper which was
actually "used" in publishing his newspaper;
print paper which was destroyed or damaged
in transit need not be charged against the
publisher's consumption quota to the extent
that such print paper was rendered unusable
in the publication of his newspaper. How-
ever, at all times since the issuance of Order
L-240 on December 31, 1942, production waste
has been included in the tonnage of print
paper which is "used" in publishing a news-
paper. (Issued Oct. 30, 1944.)

[F. R. Doc. 45-18221; Filed, Oct. 1, 1945;
11:58 a. m.]

PART 3290—TEXTILE, CLOTHING AND
LEATHER

[Conservation Order M-328B, Direction 7,
Amdt. 1]

SET-ASIDES OF COTTON FABRICS FOR FOURTH
QUARTER, 1945, PROGRAMS UNDER SCHED-
ULES C AND D OF ORDER M-328B

Direction 7 to Conservation Order
M-328B is amended by changing the
date "October 3, 1945" to "October 6,
1945" in the first and third sentences of
paragraph (f) (1).

Issued this 1st day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18251; Filed, Oct. 1, 1945;
4:37 p. m.]

PART 3290—TEXTILE, CLOTHING AND
LEATHER

[Conservation Order M-328B, Schedule J,
Amdt. 2]

SPECIAL PROGRAM FOR RAYON CIVILIAN
ITEMS

Section 3290.120j *Schedule J to Order*
M-328B is amended by changing the

Name of Defense-Rental Area	State	County or counties in Defense-Rental Areas under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(35) Riverside...	California...	In Riverside County, that portion lying west of Range 12 east, San Bernardino Base Line and Meridian.	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942

This amendment shall become effective October 1, 1945.

Issued this 28th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18153; Filed, Sept. 28, 1945; 4:57 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing,¹ Amdt. 70]

HOUSING

The application of the Rent Regulation for Housing is terminated in a portion of the Riverside Defense-Rental Area in California and consequently Item 35 in Schedule A of the Rent Regulation for Housing is hereby amended to read as follows:

Name of Defense-Rental area	State	County or counties in Defense-Rental Areas under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(35) Riverside...	California...	In Riverside County, that portion lying west of Range 12 east, San Bernardino Base Line and Meridian.	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942

This amendment shall become effective October 1, 1945.

Issued this 28th day of September 1945.

CHESTER BOWLES,
Administrator.

¹ 10 F. R. 3436, 3555, 3951, 4714, 4713, 5089, 5577, 5603, 6074, 6400, 7853, 7849, 8017.

[F. R. Doc. 45-18155; Filed, Sept. 28, 1945; 4:54 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1, Amdt. 2 to Supp. 13]

PACKED FRUITS, BERRIES AND VEGETABLES
(1945 AND LATER PACKS)

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplement 13 to Food Products Regulation No. 1 is amended in the following respects:

1. The table in the text of section 5 preceding paragraph (a) is amended by adding the following item immediately following the item "Peas (except black-eye, crowder, cream and field) ---- C ----- 15":

	<i>Appendix Section</i>
° Snap beans-----	D 15

2. In section 15, Appendix D is added to read as follows:

APPENDIX D—SNAP BEANS

Explanation of how maximum prices for packed snap beans are figured and special pricing provisions. For the purpose of this appendix the following only shall be considered as separate varieties: all pole beans, all green bush beans, and all wax bush beans.

(a) *Pricing method where only substandard grade of the product was sold during base period.* If the processor sold only substandard grade of the product during the base period he shall establish his maximum prices under section 5 (b).

(b) *Special pricing provision for blends of two sieve sizes.* Under this supplement a blend of two sieve sizes of snap beans shall be considered the same as the larger single sieve size in the blend for the purposes of figuring a maximum price for the blend and of selecting a base period item when pricing another item.

"Blend of two sieve sizes" means a combination of two sieve sizes which contains not more than 10 percent by volume of snap beans which are larger than the larger sieve size declared in the blend, and not more than 2 percent by volume of snap beans which are two or more sieve sizes larger than the larger sieve size declared in the blend. No portion of either sieve size declared in the blend shall have been removed from the field run thereof except as a result of table picking or hand sorting for quality.

If the combination contains more than the specified percentage by volume of sieve sizes larger than the larger sieve size declared in the blend, the maximum price shall be the same as the maximum price for the sieve size next larger than the larger sieve size declared in the blend of the same variety, style of pack and grade, packed in the same container.

(c) *Selection of base period item.* In figuring a maximum price under the provisions of subparagraph (3) or (4) of section 5 (a), the processor shall select a base period item nearest in container size to item being priced and nearest in such other respects as may be specified in the applicable appendix. After the nearest container size of packed snap beans sold in the base period has been determined, the processor from that classification shall:

- (1) Select items of the same variety if available. If there are no such items, select as follows: to price pole beans, select items

of any other variety; to price green bush beans, select items of wax beans, and if no item of wax beans is available, select items of pole beans; to price wax beans, select items of green bush beans, and if no item of green bush beans is available, select pole beans.

- (2) From the selected classification, select items of the same style of pack if available. If there are no such items, select as follows:

- (i) When pricing whole beans, if no items of whole beans are available, select items of cut beans. If none of these items is available, select items of asparagus (horizontal or vertical) style of pack; if none of these items is available, select French style of pack.

- (ii) When pricing cut beans, if no items of cut beans are available, select items of whole beans. If none of these items is available, select items of asparagus (horizontal or vertical) style of pack; if none of these items is available, select French style of pack.

- (3) From the selected classification:

- (i) When pricing any single sieve size (or blend of two sieve sizes), select items of the same sieve size if available. If there are no such items, select as follows: if any items of larger single sieve sizes are available, select items of the nearest such larger sieve size (including blends of two sizes); if no items of larger single sieve sizes are available, select items of the nearest smaller single sieve size (including blends of two, sieve sizes); if none of these items is available, select items ungraded as to sieve size. If none of these items is available, select items of any blend of more than two sieve sizes.

- (ii) When pricing snap beans ungraded as to sieve size, select items ungraded as to sieve size, if available. If there is no such item, select items of the largest single sieve size available (including blends of two sieve sizes); if no such item of single sieve size is available, select items of any blend of more than two sieve sizes.

- (4) From the selected classification, select an item of the same grade, if available. If there is no such item, select as follows: to price fancy grade, select extra standard grade before standard; to price extra standard grade, select standard grade before fancy; to price standard grade, select extra standard grade before fancy; to price substandard grade, select standard grade before extra standard and extra standard grade before fancy. In no case shall substandard grade be used as the base period item.

NOTE: If it is necessary to use as the base period item one of asparagus (horizontal or vertical) or French style of pack, or a blend of more than two sieve sizes, when pricing an item of a single sieve size (or blend of two sieve sizes), not asparagus (horizontal or vertical) or French style of pack, the processor shall figure his maximum price as follows. He shall:

First, add to the base period price (converted for container type and size where necessary) the permitted increase named for the largest single sieve size of whole beans of the same variety and grade used in processing the item, in the case of asparagus (horizontal or vertical) or French style of pack, and the permitted increase named for the largest single sieve size in the blend of the same variety, style and grade, in the case of a blend of more than two sieve sizes;

Next, subtract from the resulting figure the appropriate amount named below opposite the base period item:

	No. 2 cans	No. 10 cans
Blends of more than two sieve sizes	Per dozen \$0.05	Per dozen \$0.25
Asparagus (horizontal or vertical) style of pack	.25	1.25
French style of pack	.05	.25

Next, convert the price so figured for sieve size and grade by applying the conversion factors named in the applicable tables and apply to the resulting figure the limitations of the price range applicable to the sieve size and grade being priced;

Finally, proceed with steps 5, 7 and 8, as set forth in the note at the beginning of section 5 (a) (2).

(d) *Conversion from one style of pack to another style of pack.* In each case of conversion from one style of pack to another style of pack (whole or cut, but not asparagus (horizontal or vertical) or French style), the processor shall figure the conversion by taking the difference between the specified dollars-and-cents maximum prices named in Table 4 for the two items and either adding it to or subtracting it from the constructed base price as the situation requires, depending on whether the dollars-and-cents price named in Table 4 for the item being priced is higher or lower than that for the item from or to which the conversion is being made. For example, Y Company, whose factory is located in Area 1, sold only No. 3 sieve Fancy whole snap beans in No. 2 cans during the base period, and is now pricing No. 3 sieve Fancy cut snap beans in No. 2 cans. To figure the conversion for style of pack the company takes the difference between the dollars-and-cents prices named in Table 4 for the two items (\$1.56 minus \$1.32 equals \$0.24). Because the company is pricing an item with a lower dollars-and-cents price than that named for the item from which the conversion is being made, the \$0.24 differential is subtracted from its constructed base price in making the conversion for style of pack.

(e) *Base period prices for two or more single sieve sizes of snap beans that fall in the same price range.* The processor shall figure a separate weighted average price for each item sold in the base period, except that where single sieve-size items differ in sieve size only and only one price range is provided for them a single weighted average base period price shall be figured for all such items. For example, X Company, whose factory is located in Area 1, sold No. 2 cans of No. 5 sieve size Standard whole snap beans and No. 2 cans of No. 6 sieve size Standard whole snap beans during the base period. Because both sieve sizes are included in a single price range, X Company figures a single weighted average price for both items.

(f) *Special pricing provisions for blends of more than two sieve sizes.*

NOTE: The differentials set forth in this paragraph (f) and paragraphs (g) and (h), below, for blends of three or four sieve sizes, for packed pole beans in areas other than Area 11 and for packed bush beans in Area 11, and for asparagus (horizontal or vertical) or French style of pack, are cumulative in each case where applicable. For example, a processor in Area 10, in pricing asparagus style pole beans, adds both the differential for pole beans and the differential for asparagus style.

In pricing under paragraph (f) (1) (i), (i) (1) (iii), (i) (2), (g) (1) (ii), (g) (2) (ii), (g) (3) (iii), (h) (2) or (i), below, if the processor does not have a maximum price (for the item described) whose maxi-

¹ 10 F.R. 11118, 11578, 11748.

maximum price applies or to which the named differential is added or from which it is subtracted, he shall determine what his maximum price for that item would be and add or subtract the designated differential where appropriate.

(1) *Blends of three or four sieve sizes.* (1) The maximum price of a blend of three or four sieve sizes containing only No. 4 sieve size and larger shall be the same as the maximum price for the same variety, style of pack and grade, ungraded as to sieve size, packed in the same container.

(11) For an item of a blend of three or four sieve sizes including at least one sieve size which is smaller than No. 4 sieve size, of a variety, style of pack and grade sold during the base period, the processor shall figure his maximum price, first by adding to his base price, for that item the permitted increase named (plus or minus any appropriate differential especially provided by paragraph (g), below) for the largest single sieve size in the blend for the same variety, style of pack and grade, packed in the same container. He shall then apply to the resulting figure the limitations of the applicable price range (i. e., the price range, adjusted where appropriate under paragraph (g), below, for the largest single sieve size in the blend of the variety, style of pack, and grade used in the item, packed in the same container size), after adding to the top and bottom prices \$0.05 per dozen for No. 2 cans and \$0.25 per dozen for No. 10 cans. The processor shall then proceed with steps 5, 7 and 8 as set forth in the note at beginning of section 5 (a) (2).

(111) For an item of a blend of three or four sieve sizes including at least one sieve size which is smaller than No. 4 sieve size, of a variety, style of pack and grade not sold during the base period, the processor's maximum price shall be: For No. 2 cans \$0.05 per dozen, and for No. 10 cans \$0.25 per dozen, more than the maximum price of the largest sieve size in the blend, packed in the same container. (The differential to be added for another container size shall be figured by use of the appropriate conversion factor set forth in Table 5.)

"Blend of three or four sieve sizes" means a combination of three or four sieve sizes which contains not more than 5 percent by volume of snap beans which are larger than the largest sieve size declared in the blend, and not more than 1 percent by volume of snap beans which are two or more sieve sizes larger than the largest sieve size declared in the blend. No portion of any sieve size declared in the blend shall have been removed from the field run thereof except as a result of table picking or hand sorting for quality.

If the combination contains more than the specified percentage by volume of sieve sizes larger than the largest size declared in the blend, the maximum price shall be the same as the maximum price for the sieve size next larger than the largest size declared in the blend of the same variety, style of pack and grade, packed in the same container.

(2) *Blends of more than four sieve sizes.* The maximum price of an item of a blend of more than four sieve sizes shall be the same as the maximum price for the item ungraded as to sieve size, of the same variety, style of pack and grade, packed in the same container.

(g) *Special pricing provisions for packed pole beans in areas other than Area 11 and for packed bush beans in Area 11—(1) Maximum prices for packed pole beans in Area 10.*

(1) For an item of pole beans produced in Area 10, single sieve sizes Nos. 1 through 4 in No. 2 or No. 10 cans sold during the base period, the processor shall figure his maximum price, first by adding to his base price for the item the permitted increase named for the same style of pack and grade of bush beans packed in the same container, plus \$0.25 per dozen for No. 2 cans and \$1.22 per dozen

for No. 10 cans. He shall then apply to the resulting figure the limitations of the applicable price range (i. e., the price range for the same style of pack, sieve size, grade and container size of bush beans), after adding to the top and bottom prices \$0.25 per dozen for No. 2 cans and \$1.22 per dozen for No. 10 cans. The processor shall then proceed with steps 5, 7 and 8, as set forth in the note at the beginning of section 5 (a) (2). For an item of pole beans, single sieve size No. 5 or larger, and for ungraded, the maximum price shall be figured in the same manner as the maximum price for the corresponding item of bush beans is figured and no adjustment shall be made in the permitted increase or in the top and bottom prices of the price range for bush beans.

(11) For an item of pole beans produced in Area 10, not sold during the base period, the processor's maximum price shall be: For single sieve sizes Nos. 1 through 4, in No. 2 cans \$0.25 per dozen, and in No. 10 cans \$1.22 per dozen, more than the maximum price for the same style of pack, sieve size and grade of bush beans packed in the same container (the differential to be added for another container size shall be figured by use of the appropriate conversion factor set forth in Table 5); and for single sieve size No. 5 or larger, and for ungraded, the maximum price for the same style of pack, sieve size and grade of bush beans packed in the same container.

(2) *Maximum prices for packed pole beans in areas other than Areas 10 and 11.* (1) For an item of pole beans of any single sieve size or ungraded, style of pack and grade produced in areas other than Areas 10 and 11, sold during the base period, the processor shall figure his maximum price, first by adding to his base price for the item the permitted increase named for the same style of pack and grade of bush beans, packed in the same container, plus \$0.13 per dozen for No. 2 cans and \$0.64 per dozen for No. 10 cans. He shall then apply to the resulting figure the limitations of the applicable price range (i. e., the price range for the same style of pack, sieve size, grade and container size of bush beans), after adding to the top and bottom prices \$0.13 per dozen for No. 2 cans and \$0.64 per dozen for No. 10 cans. The processor shall then proceed with steps 5, 7 and 8, as set forth in the note at the beginning of section 5 (a) (2).

(11) For an item of pole beans of any single sieve size or ungraded, style of pack and grade produced in areas other than Areas 10 and 11, not sold during the base period, the processor's maximum price shall be: For No. 2 cans \$0.13 per dozen, and for No. 10 cans \$0.64 per dozen, more than the maximum price for the same style of pack, sieve size and grade of bush beans, packed in the same container size. (The differential to be added for another container size shall be figured by use of the appropriate conversion factor set forth in Table 5.)

(3) *Maximum prices for packed bush beans in Area 11.* (1) For an item of bush beans of any single size or ungraded, style of pack and grade produced in Area 11, sold during the base period, the processor shall figure his maximum price, first by adding to his base price for the item the permitted increase named for the same style of pack, sieve size and grade of pole beans packed in the same container less, for sieve sizes Nos. 1 through 4, in No. 2 cans \$0.23 per dozen and in No. 10 cans \$1.13 per dozen, and for sieve size No. 5 or larger and for ungraded, in No. 2 cans \$0.04 per dozen and in No. 10 cans \$0.20 per dozen. He shall then apply to the resulting figure the limitations of the applicable price range (i. e., the price range for the same style of pack, sieve size, grade and container size of pole beans), after subtracting from the bottom and top prices: for sieve sizes Nos. 1 through 4, in No. 2 cans \$0.23 per dozen and in No. 10 cans \$1.13 per

dozen; and for sieve size No. 5 or larger and for ungraded, in No. 2 cans \$0.04 per dozen and in No. 10 cans \$0.20 per dozen. The processor shall then proceed with steps 5, 7 and 8, as set forth in the note at the beginning of section 5 (a) (2).

(11) For an item of bush beans of any single sieve size or ungraded, style of pack and grade produced in Area 11, not sold during the base period, the processor's maximum price shall be: for sieve sizes Nos. 1 through 4, in No. 2 cans \$0.23 per dozen, and in No. 10 cans \$1.13 per dozen, less than the maximum price for the same style of pack, sieve size and grade of pole beans packed in the same container; and for sieve size No. 5 or larger and for ungraded, in No. 2 cans \$0.04 per dozen, and in No. 10 cans \$0.20 per dozen, less than the maximum price for the same style of pack, sieve size and grade of pole beans packed in the same container. (The differential to be subtracted for another container size shall be figured by use of the appropriate conversion factor set forth in Table 5.)

NOTE: Asparagus (horizontal or vertical) and French styles of pack are not priced under this paragraph. They are priced under paragraph (h), below.

Also, blends of sieve sizes are not priced under this paragraph. They are priced under paragraph (f), above.

(h) *Special pricing provisions for certain styles of pack.* (1) For any item of asparagus (horizontal or vertical) or French style of pack sold during the base period, the processor shall figure his maximum price, first by adding to his base price for the item the permitted increase named (plus or minus any appropriate differential especially provided by paragraph (g), above) for the largest single sieve size of whole beans of the variety and grade used in the style of pack being priced, packed in the same container. He shall then apply to the resulting figure the limitations of the applicable price range (i. e., the price range, adjusted where appropriate under paragraph (g), above, for the largest single sieve size of whole beans of the variety and grade used in the item, packed in the same container size), after adding to the top and bottom prices \$0.25 per dozen for No. 2 cans and \$1.25 per dozen for No. 10 cans in the case of asparagus (horizontal or vertical) style of pack, and \$0.05 per dozen for No. 2 cans and \$0.25 per dozen for No. 10 cans in the case of French style of pack. The processor shall then proceed with steps 5, 7 and 8, as set forth in the note at beginning of section 5 (a) (2).

(2) For an item of asparagus (horizontal or vertical) or French style of pack not sold during the base period, the processor's maximum price shall be: For No. 2 cans \$0.25 per dozen, and for No. 10 cans \$1.25 per dozen, in the case of asparagus (horizontal or vertical) style of pack, and for No. 2 cans \$0.05 per dozen and for No. 10 cans \$0.25 per dozen, in the case of French style of pack, more than the maximum price for packed whole beans of the same variety, grade and sieve size. (The differential to be added for another container size shall be figured by use of the appropriate conversion factor set forth in Table 5.)

(1) *Maximum prices for short cuts, end pieces and nubbins.* For an item of short cuts, end pieces or nubbins, the processor's maximum price shall be: For all blends of sieve sizes No. 4 and smaller, the maximum price for standard grade No. 5 sieve and up, packed in the same container; for sieve size No. 5 or larger, and for ungraded, in No. 2 cans \$0.10 per dozen, and in No. 10 cans \$0.49 per dozen, less than the maximum price for standard grade No. 5 sieve and up, packed in the same container (the differential to be subtracted for another container size shall be figured by use of the appropriate conversion factor set forth in Table 5).

(j) Meaning of "ungraded" as used in this appendix. When used in this appendix the term "ungraded" refers to sieve size and means that the snap beans have been packed field run, (that is, without sieve size separation except as a result of table picking or hand sorting for quality).

TABLE 1—AREAS

1. Maine, New Hampshire, Vermont, Massachusetts, Rhode Island and Connecticut.
2. New York.
3. Pennsylvania, Delaware, West Virginia and Virginia.
4. New Jersey and Maryland.
5. Kentucky, Tennessee, North Carolina,

Louisiana, Mississippi, Alabama, Georgia and South Carolina.

6. Florida.

7. Missouri, Arkansas, Oklahoma and Kansas.

8. Texas (except those counties included in Area 10).

9. North Dakota, South Dakota, Nebraska, Minnesota, Iowa, Wisconsin, Illinois, Michigan, Indiana and Ohio.

10. Montana, Idaho (except those counties included in Area 11), Wyoming, Nevada, Utah, Colorado, Arizona, New Mexico and following counties in Texas (Sherman, Moore, Potter, Randall, Swisher, Hall, Lubbock, Lynn, Dawson, Martin, Midland, Upton,

Crockett, Terrell, and all others west thereof).

11. Washington, Oregon, California and following counties in Idaho (Boundary, Bonner, Kootenai, Benewah, Shoshone, Latah, Clearwater, Nez Perce, Lewis and Idaho).

TABLE 2—BASE PERIOD PRICES

Areas 1, 2, 9, 10 and 11: Weighted average selling price for the first 60 days after the beginning of 1941 spring pack of snap beans.

Areas 3, 4, 5, 6, 7 and 8: Weighted average selling price for the first 60 days after the beginning of 1941 spring and fall packs of snap beans.

TABLE 3—PERMITTED INCREASES AND PRICE RANGES PER DOZEN CONTAINERS FOR PROCESSORS OF PACKED SNAP BEANS WHO MADE SALES DURING THE BASE PERIOD

PART 1—WHOLE SNAP BEANS (BUSH BEANS IN AREAS 1 THROUGH 10, POLE BEANS IN AREA 11)

Item No.	Area	Sieve size	No. 2 cans						No. 10 cans					
			Fancy		Ex-standard		Standard		Fancy		Ex-standard		Standard	
			Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges
1	1	1	\$0.32	\$1.77-\$2.03	\$0.29	\$1.63-\$1.87	\$0.23	\$1.44-\$1.70	\$1.57	\$3.67-\$3.93	\$1.47	\$7.09-\$9.16	\$1.37	\$7.15-\$8.62
2		2	.32	1.04-1.88	.30	1.09-1.72	.23	1.41-1.61	1.57	8.04-8.21	1.47	7.35-8.43	1.37	6.91-7.89
3		3	.32	1.45-1.67	.30	1.31-1.51	.23	1.25-1.49	1.57	7.19-8.18	1.47	6.42-7.49	1.37	5.95-6.86
4		4	.32	1.32-1.62	.30	1.18-1.39	.23	1.04-1.23	1.57	6.45-7.45	1.47	5.74-6.82	1.37	5.24-6.12
5		5 and up	.32	1.26-1.46	.30	1.13-1.30	.23	1.04-1.18	1.57	6.17-7.15	1.47	5.44-6.32	1.37	5.10-5.73
6	2	Ungraded	.32	2.18-2.46	.30	2.04-2.42	.23	1.64-1.88	1.57	6.17-7.15	1.47	5.44-6.32	1.37	5.10-5.73
7		1	.32	2.18-2.46	.30	2.04-2.42	.23	1.64-1.88	1.57	10.65-12.04	1.47	10.65-11.82	1.37	9.70-11.32
8		2	.32	2.01-2.37	.30	1.87-2.21	.23	1.75-2.10	1.57	8.65-10.19	1.47	8.10-9.82	1.37	8.72-10.29
9		3	.32	1.76-2.08	.30	1.62-1.92	.23	1.53-1.81	1.57	7.73-9.16	1.47	7.04-8.41	1.37	7.10-8.87
10		4	.32	1.59-1.87	.30	1.45-1.71	.23	1.33-1.63	1.57	7.10-8.33	1.47	6.71-7.69	1.37	6.02-7.84
11	3	5 and up	.32	1.51-1.79	.30	1.37-1.63	.23	1.23-1.52	1.57	7.40-8.77	1.47	6.71-7.69	1.37	6.27-7.45
12		Ungraded	.32	1.51-1.79	.30	1.37-1.63	.23	1.23-1.52	1.57	7.40-8.77	1.47	6.71-7.69	1.37	6.27-7.45
13		1	.32	1.89-2.18	.34	1.72-2.02	.23	1.65-1.89	1.70	9.11-10.63	1.67	8.43-9.99	1.57	8.03-9.93
14		2	.32	1.71-2.01	.34	1.57-1.85	.23	1.41-1.71	1.70	8.33-9.85	1.67	7.63-9.06	1.57	7.46-8.53
15		3	.32	1.50-1.76	.34	1.36-1.60	.23	1.23-1.47	1.70	7.35-8.82	1.67	6.65-7.84	1.57	6.32-7.30
16	4	4	.32	1.35-1.59	.34	1.21-1.43	.23	1.14-1.39	1.70	6.65-7.79	1.67	6.03-7.01	1.57	5.69-6.37
17		5 and up	.32	1.29-1.51	.34	1.15-1.33	.23	1.03-1.22	1.70	6.32-7.43	1.67	5.64-6.62	1.57	5.29-5.93
18		Ungraded	.32	1.29-1.51	.34	1.15-1.33	.23	1.03-1.22	1.70	6.32-7.43	1.67	5.64-6.62	1.57	5.29-5.93
19		1	.32	1.89-2.18	.34	1.72-2.02	.23	1.65-1.89	1.70	9.11-10.63	1.67	8.43-9.99	1.57	8.03-9.93
20		2	.32	1.71-2.01	.34	1.57-1.85	.23	1.41-1.71	1.70	8.33-9.85	1.67	7.63-9.06	1.57	7.46-8.53
21	5	3	.32	1.50-1.76	.34	1.36-1.60	.23	1.23-1.47	1.70	7.35-8.82	1.67	6.65-7.84	1.57	6.32-7.30
22		4	.32	1.35-1.59	.34	1.21-1.43	.23	1.14-1.39	1.70	6.65-7.79	1.67	6.03-7.01	1.57	5.69-6.37
23		5 and up	.32	1.29-1.51	.34	1.15-1.33	.23	1.03-1.22	1.70	6.32-7.43	1.67	5.64-6.62	1.57	5.29-5.93
24		Ungraded	.32	1.29-1.51	.34	1.15-1.33	.23	1.03-1.22	1.70	6.32-7.43	1.67	5.64-6.62	1.57	5.29-5.93
25		1	.32	1.89-2.18	.34	1.72-2.02	.23	1.65-1.89	1.70	9.11-10.63	1.67	8.43-9.99	1.57	8.03-9.93
26	6	2	.32	1.71-2.01	.34	1.57-1.85	.23	1.41-1.71	1.70	8.33-9.85	1.67	7.63-9.06	1.57	7.46-8.53
27		3	.32	1.50-1.76	.34	1.36-1.60	.23	1.23-1.47	1.70	7.35-8.82	1.67	6.65-7.84	1.57	6.32-7.30
28		4	.32	1.41-1.63	.31	1.27-1.47	.23	1.18-1.33	1.57	6.01-7.09	1.47	6.22-7.20	1.47	5.78-6.65
29		5 and up	.32	1.36-1.56	.31	1.22-1.40	.23	1.13-1.23	1.57	6.03-7.04	1.47	5.69-6.83	1.47	5.44-6.32
30		Ungraded	.32	1.36-1.56	.31	1.22-1.40	.23	1.13-1.23	1.57	6.03-7.04	1.47	5.69-6.83	1.47	5.44-6.32
31	7	1	.32	2.11-2.37	.31	1.96-2.22	.23	1.87-2.11	1.57	10.24-11.61	1.47	9.00-10.63	1.47	9.10-10.34
32		2	.32	1.94-2.18	.31	1.80-2.02	.23	1.70-1.92	1.57	9.01-10.63	1.47	8.32-9.60	1.47	8.33-9.41
33		3	.32	1.69-1.91	.31	1.51-1.73	.23	1.45-1.64	1.57	8.23-9.83	1.47	7.41-8.73	1.47	7.15-8.04
34		4	.32	1.52-1.72	.31	1.38-1.59	.23	1.23-1.45	1.57	7.45-8.43	1.47	6.70-7.64	1.47	6.32-7.10
35		5 and up	.32	1.47-1.65	.31	1.33-1.49	.23	1.23-1.39	1.57	7.20-8.03	1.47	6.52-7.20	1.47	6.03-6.81
36	8	Ungraded	.32	1.47-1.65	.31	1.33-1.49	.23	1.23-1.39	1.57	7.20-8.03	1.47	6.52-7.20	1.47	6.03-6.81
37		1	.29	1.73-1.99	.23	1.63-1.83	.27	1.59-1.72	1.42	8.43-9.73	1.37	7.73-8.97	1.32	7.35-8.43
38		2	.29	1.60-1.84	.23	1.49-1.68	.27	1.37-1.57	1.42	7.84-9.02	1.37	7.15-8.23	1.32	6.71-7.69
39		3	.29	1.42-1.64	.23	1.23-1.43	.27	1.19-1.37	1.42	6.80-8.04	1.37	6.27-7.25	1.32	5.83-6.71
40		4	.29	1.29-1.49	.23	1.15-1.33	.27	1.03-1.22	1.42	6.32-7.39	1.37	5.64-6.62	1.32	5.10-5.93
41	9	5 and up	.29	1.24-1.42	.23	1.11-1.25	.27	1.01-1.15	1.42	6.03-6.93	1.37	5.44-6.12	1.32	4.95-5.64
42		Ungraded	.29	1.24-1.42	.23	1.11-1.25	.27	1.01-1.15	1.42	6.03-6.93	1.37	5.44-6.12	1.32	4.95-5.64
43		1	.30	1.80-2.20	.29	1.67-2.03	.23	1.59-1.92	1.47	8.82-10.73	1.42	8.15-9.95	1.37	7.74-9.41
44		2	.30	1.67-2.03	.29	1.53-1.87	.23	1.44-1.76	1.47	8.15-9.95	1.42	7.50-9.16	1.37	7.06-8.62
45		3	.30	1.49-1.81	.29	1.35-1.65	.23	1.23-1.54	1.47	7.50-8.87	1.42	6.82-8.03	1.37	6.17-7.55
46	10	4	.30	1.35-1.65	.29	1.22-1.48	.23	1.13-1.37	1.47	6.82-8.03	1.42	6.03-7.25	1.37	5.64-6.71
47		5 and up	.30	1.30-1.53	.29	1.16-1.42	.23	1.07-1.31	1.47	6.37-7.74	1.42	5.63-6.66	1.37	5.24-6.42
48		Ungraded	.30	1.30-1.53	.29	1.16-1.42	.23	1.07-1.31	1.47	6.37-7.74	1.42	5.63-6.66	1.37	5.24-6.42
49		1	.30	1.95-2.35	.29	1.81-2.19	.23	1.72-2.03	1.47	9.05-11.62	1.42	8.37-10.73	1.37	8.42-10.19
50		2	.30	1.73-2.17	.29	1.60-2.00	.23	1.57-1.89	1.47	8.77-10.63	1.42	8.15-9.89	1.37	7.69-9.26
51	11	3	.30	1.53-1.90	.29	1.44-1.74	.23	1.35-1.63	1.47	7.74-9.31	1.42	7.06-8.53	1.37	6.62-7.99
52		4	.30	1.42-1.72	.29	1.29-1.63	.23	1.20-1.44	1.47	6.80-8.43	1.42	6.32-7.60	1.37	5.83-7.06
53		5 and up	.30	1.39-1.64	.29	1.22-1.43	.23	1.13-1.37	1.47	6.65-8.04	1.42	5.93-7.25	1.37	5.54-6.71
54		Ungraded	.30	1.39-1.64	.29	1.22-1.43	.23	1.13-1.37	1.47	6.65-8.04	1.42	5.93-7.25	1.37	5.54-6.71
55		1	.35	1.63-2.07	.33	1.49-1.91	.31	1.39-1.70	1.72	7.93-10.14	1.62	7.30-9.29	1.52	7.35-8.33
56	12	2	.35	1.50-1.90	.33	1.39-1.74	.31	1.29-1.64	1.72	7.35-9.31	1.62	6.80-8.83	1.52	6.66-7.75
57		3	.35	1.31-1.67	.33	1.17-1.51	.31	1.10-1.32	1.72	6.42-8.15	1.62	5.72-7.49	1.52	5.63-6.47
58		4	.35	1.18-1.50	.33	1.04-1.34	.31	1.02-1.16	1.72	5.73-7.33	1.62	5.10-6.97	1.52	5.00-5.63
59		5 and up	.35	1.12-1.44	.33	.99-1.27	.31	.93-1.10	1.72	5.43-7.09	1.62	4.85-6.22	1.52	4.70-5.39
60		Ungraded	.35	1.12-1.44	.33	.99-1.27	.31	.93-1.10	1.72	5.43-7.09	1.62	4.85-6.22	1.52	4.70-5.39
61	13	1	.55	2.12-2.56	.54	1.93-2.40	.53	1.79-2.19	2.70	10.39-12.64	2.63	9.70-11.75	2.60	9.75-10.73
62		2	.55	1.95-2.39	.54	1.82-2.20	.53	1.62-2.09	2.70	9.00-11.23	2.63	8.52-10.73	2.60	8.52-9.80
63		3	.55	1.73-2.09	.54	1.63-1.93	.53	1.53-1.74	2.70	8.43-10.21	2.63	7.79-9.45	2.60	7.74-8.53
64		4	.55	1.67-1.89	.54	1.49-1.73	.53	1.41-1.55	2.70	7.63-9.23	2.63	7.01-8.43	2.60	6.91-7.70
65		5 and up	.55	1.34-1.63	.53	1.21-1.49	.51	1.19-1.32	1.70	6.57-8.13	1.72	5.93-7.30	1.67	5.73-6.47
66	14	Ungraded	.55	1.34-1.63	.53	1.21-1.49	.51	1.19-1.32	1.70	6.57-8.13	1.72	5.93-7.30	1.67	5.73-6.47

TABLE 3—PERMITTED INCREASES AND PRICE RANGES PER DOZEN CONTAINERS FOR PROCESSORS OF PACKED SNAP BEANS WHO MADE SALES DURING THE BASE PERIOD—Con.

PART 2—CUT SNAP BEANS (BUSH BEANS IN AREAS 1 THROUGH 10, POLE BEANS IN AREA 11)

Item No.	Area	Sieve size	No. 2 cans						No. 10 cans					
			Fancy		Ex-standard		Standard		Fancy		Ex-standard		Standard	
			Per- mitted increase	Price ranges	Per- mitted increase	Price ranges	Per- mitted increase	Price ranges	Per- mitted increase	Price ranges	Per- mitted increase	Price ranges	Per- mitted increase	Price ranges
1	1	2	\$0.32	\$1.39-\$1.59	\$0.30	\$1.34-\$1.54	\$0.28	\$1.31-\$1.49	\$1.57	\$6.81-\$7.79	\$1.47	\$6.57-\$7.55	\$1.37	\$6.42-\$7.39
2		3	.32	1.31-1.51	.30	1.26-1.46	.28	1.23-1.41	.57	6.42-7.40	.47	6.17-7.15	.37	6.03-6.91
3		4	.32	1.23-1.41	.30	1.18-1.36	.28	1.16-1.32	.57	6.03-6.91	.47	5.78-6.66	.37	5.63-6.47
4		5 and up	.32	1.15-1.33	.30	1.13-1.29	.28	1.11-1.27	.57	5.64-6.52	.47	5.41-6.32	.37	5.41-6.22
5	2	Ungraded	.32	1.15-1.33	.30	1.13-1.29	.28	1.11-1.27	.57	5.64-6.52	.47	5.41-6.32	.37	5.41-6.22
6		2	.36	1.63-1.98	.33	1.52-1.78	.31	1.42-1.65	.76	8.23-9.70	.62	7.45-8.72	.52	6.76-8.08
7		3	.36	1.59-1.87	.33	1.43-1.67	.31	1.32-1.54	.76	7.79-9.16	.62	7.01-8.18	.52	6.47-7.55
8		4	.36	1.49-1.75	.33	1.34-1.58	.31	1.25-1.47	.76	7.30-8.58	.62	6.57-7.74	.52	6.12-7.20
9	3	5 and up	.36	1.40-1.64	.33	1.29-1.51	.31	1.23-1.39	.76	6.86-8.04	.62	6.32-7.40	.52	6.03-6.81
10		Ungraded	.36	1.40-1.64	.33	1.29-1.51	.31	1.23-1.39	.76	6.86-8.04	.62	6.32-7.40	.52	6.03-6.81
11		2	.36	1.49-1.75	.34	1.35-1.59	.32	1.28-1.46	.76	7.30-8.58	.62	6.32-7.40	.52	6.03-6.81
12		3	.36	1.41-1.65	.34	1.27-1.49	.32	1.20-1.36	.76	6.91-8.08	.62	6.22-7.30	.52	5.88-6.66
13	4	4	.36	1.32-1.54	.34	1.20-1.40	.32	1.14-1.28	.76	6.47-7.55	.62	5.83-6.80	.52	5.69-6.27
14		5 and up	.36	1.23-1.45	.34	1.13-1.33	.32	1.09-1.23	.76	6.03-7.10	.62	5.41-6.52	.52	5.34-6.03
15		Ungraded	.36	1.23-1.45	.34	1.13-1.33	.32	1.09-1.23	.76	6.03-7.10	.62	5.41-6.52	.52	5.34-6.03
16		2	.35	1.49-1.75	.34	1.35-1.59	.32	1.28-1.46	.76	7.30-8.58	.62	6.22-7.30	.52	5.88-6.66
17	5	3	.36	1.41-1.65	.34	1.27-1.49	.32	1.20-1.36	.76	6.91-8.08	.62	6.22-7.30	.52	5.88-6.66
18		4	.36	1.32-1.54	.34	1.20-1.40	.32	1.14-1.28	.76	6.47-7.55	.62	5.83-6.80	.52	5.69-6.27
19		5 and up	.36	1.23-1.45	.34	1.13-1.33	.32	1.09-1.23	.76	6.03-7.10	.62	5.41-6.52	.52	5.34-6.03
20		Ungraded	.36	1.23-1.45	.34	1.13-1.33	.32	1.09-1.23	.76	6.03-7.10	.62	5.41-6.52	.52	5.34-6.03
21	6	2	.32	1.52-1.74	.31	1.38-1.58	.30	1.28-1.48	.57	7.45-8.53	.52	6.76-7.74	.47	6.27-7.25
22		3	.32	1.45-1.67	.31	1.31-1.51	.30	1.22-1.40	.57	7.10-8.18	.52	6.42-7.40	.47	6.08-6.80
23		4	.32	1.37-1.57	.31	1.23-1.41	.30	1.13-1.31	.57	6.71-7.69	.52	6.03-6.91	.47	5.64-6.42
24		5 and up	.32	1.30-1.50	.31	1.16-1.34	.30	1.07-1.23	.57	6.37-7.35	.52	5.68-6.67	.47	5.21-6.03
25	7	Ungraded	.32	1.30-1.50	.31	1.16-1.34	.30	1.07-1.23	.57	6.37-7.35	.52	5.68-6.67	.47	5.21-6.03
26		2	.32	1.65-1.85	.31	1.50-1.70	.30	1.41-1.59	.57	8.08-9.06	.52	7.35-8.33	.47	6.91-7.79
27		3	.32	1.57-1.77	.31	1.43-1.61	.30	1.33-1.51	.57	7.69-8.67	.52	7.01-7.99	.47	6.52-7.40
28		4	.32	1.48-1.66	.31	1.33-1.51	.30	1.24-1.40	.57	7.25-8.13	.52	6.52-7.40	.47	6.08-6.80
29	8	5 and up	.32	1.41-1.59	.31	1.27-1.43	.30	1.17-1.33	.57	6.91-7.79	.52	6.22-7.01	.47	5.73-6.52
30		Ungraded	.32	1.41-1.59	.31	1.27-1.43	.30	1.17-1.33	.57	6.91-7.79	.52	6.22-7.01	.47	5.73-6.52
31		2	.26	1.40-1.62	.25	1.24-1.42	.24	1.13-1.29	.127	6.86-7.94	.122	6.08-6.96	.118	5.64-6.32
32		3	.26	1.33-1.53	.25	1.16-1.34	.24	1.05-1.21	.127	6.52-7.50	.122	5.78-6.57	.118	5.14-5.93
33	9	4	.26	1.25-1.43	.25	1.10-1.26	.24	1.00-1.14	.127	6.12-7.01	.122	5.39-6.17	.118	4.90-5.79
34		5 and up	.26	1.17-1.35	.25	1.04-1.20	.24	.95-1.09	.127	5.73-6.62	.122	5.10-5.88	.118	4.68-5.31
35		Ungraded	.26	1.17-1.35	.25	1.04-1.20	.24	.95-1.09	.127	5.73-6.62	.122	5.10-5.88	.118	4.68-5.31
36		2	.27	1.47-1.79	.26	1.31-1.59	.25	1.20-1.46	.132	7.20-8.77	.127	6.42-7.79	.122	5.88-7.15
37	10	3	.27	1.40-1.70	.26	1.23-1.51	.25	1.13-1.37	.132	6.86-8.33	.127	6.03-7.40	.122	5.64-6.76
38		4	.27	1.31-1.59	.26	1.16-1.42	.25	1.06-1.30	.132	6.42-7.79	.127	5.78-6.96	.122	5.19-6.37
39		5 and up	.27	1.23-1.49	.26	1.10-1.34	.25	1.03-1.23	.132	6.03-7.30	.127	5.39-6.57	.122	5.05-6.03
40		Ungraded	.27	1.23-1.49	.26	1.10-1.34	.25	1.03-1.23	.132	6.03-7.30	.127	5.39-6.57	.122	5.05-6.03
41	11	2	.28	1.55-1.91	.27	1.35-1.67	.26	1.28-1.44	.137	7.60-9.36	.132	6.62-8.18	.127	6.27-7.00
42		3	.28	1.47-1.81	.27	1.27-1.57	.26	1.20-1.36	.137	7.20-8.87	.132	6.22-7.69	.127	5.88-6.96
43		4	.28	1.37-1.69	.27	1.20-1.43	.26	1.16-1.26	.137	6.71-8.28	.132	5.83-7.25	.127	5.63-6.17
44		5 and up	.28	1.29-1.59	.27	1.14-1.40	.26	1.09-1.23	.137	6.32-7.79	.132	5.69-6.86	.127	5.31-6.03
45	12	Ungraded	.28	1.29-1.59	.27	1.14-1.40	.26	1.09-1.23	.137	6.32-7.79	.132	5.69-6.86	.127	5.31-6.03
46		2	.35	1.30-1.66	.33	1.25-1.57	.31	1.28-1.44	.172	8.37-8.13	.162	6.12-7.69	.152	5.27-7.00
47		3	.35	1.23-1.67	.33	1.17-1.47	.31	1.20-1.34	.172	6.03-7.69	.162	5.73-7.20	.152	5.88-6.76
48		4	.35	1.15-1.47	.33	1.11-1.39	.31	1.13-1.27	.172	5.64-7.20	.162	5.44-6.81	.152	5.64-6.22
49	13	5 and up	.35	1.08-1.38	.33	1.04-1.32	.31	1.10-1.20	.172	5.29-6.76	.162	5.10-6.47	.152	5.39-6.83
50		Ungraded	.35	1.08-1.38	.33	1.04-1.32	.31	1.10-1.20	.172	5.29-6.76	.162	5.10-6.47	.152	5.39-6.83
51		2	.50	1.70-2.06	.49	1.57-1.89	.48	1.54-1.70	2.45	8.35-10.09	2.40	7.69-9.26	2.35	7.55-8.84
52		3	.50	1.62-1.96	.49	1.48-1.78	.48	1.45-1.69	2.45	7.94-9.60	2.40	7.25-8.72	2.35	7.10-7.79
53	14	4	.50	1.52-1.84	.49	1.40-1.68	.48	1.33-1.52	2.45	7.45-9.02	2.40	6.86-8.23	2.35	6.76-7.46
54		5 and up	.31	1.25-1.55	.30	1.14-1.42	.29	1.15-1.25	1.52	6.12-7.60	1.47	5.69-6.96	1.42	5.64-6.12
55		Ungraded	.31	1.25-1.55	.30	1.14-1.42	.29	1.15-1.25	1.52	6.12-7.60	1.47	5.69-6.96	1.42	5.64-6.12

TABLE 4—SPECIFIC DOLLARS-AND-CENTS MAXIMUM PRICES PER DOZEN CONTAINERS FOR PROCESSORS WHO WERE NOT IN BUSINESS DURING 1941 OR WHO MADE NO SALES OF PACKED SNAP BEANS DURING THE BASE PERIOD

PART 1—WHOLE SNAP BEANS (BUSH BEANS IN AREAS 1 THROUGH 10, POLE BEANS IN AREA 11)

Item No.	Area	Sieve size	No. 2 cans			No. 10 cans		
			Fancy	Extra stand- ard	Stand- ard	Fancy	Extra stand- ard	Stand- ard
1	1	1	\$1.90	\$1.75	\$1.65	\$9.31	\$8.58	\$8.08
2		2	1.76	1.61	1.51	8.62	7.89	7.40
3		3	1.56	1.41	1.31	7.64	6.91	6.42
4		4	1.42	1.27	1.17	6.96	6.22	5.73
5		5 and up	1.36	1.21	1.11	6.66	5.93	5.44
6	2	Ungraded.	1.36	1.21	1.11	6.66	5.93	5.44
7		1	2.38	2.23	2.13	11.66	10.93	10.44
8		2	2.19	2.04	1.94	10.73	10.00	9.51
9		3	1.92	1.77	1.67	9.41	8.67	8.18
10		4	1.73	1.58	1.48	8.48	7.74	7.25
11	3	5 and up	1.65	1.60	1.40	8.08	7.35	6.86
12		Ungraded.	1.65	1.60	1.40	8.08	7.35	6.86
13		1	2.02	1.87	1.77	9.90	9.16	8.67
14		2	1.83	1.71	1.61	9.11	8.38	7.89
15		3	1.63	1.48	1.38	7.99	7.25	6.76
16	4	4	1.47	1.32	1.22	7.20	6.47	5.98
17		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
18		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
19		1	2.02	1.87	1.77	9.90	9.16	8.67
20		2	1.86	1.71	1.61	9.11	8.38	7.89
21	5	3	1.63	1.48	1.38	7.99	7.25	6.76
22		4	1.47	1.32	1.22	7.20	6.47	5.98
23		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
24		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
25		1	2.02	1.87	1.77	9.90	9.16	8.67
26	6	2	1.86	1.71	1.61	9.11	8.38	7.89
27		3	1.63	1.48	1.38	7.99	7.25	6.76
28		4	1.47	1.32	1.22	7.20	6.47	5.98
29		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
30		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
31	7	1	2.02	1.87	1.77	9.90	9.16	8.67
32		2	1.86	1.71	1.61	9.11	8.38	7.89
33		3	1.63	1.48	1.38	7.99	7.25	6.76
34		4	1.47	1.32	1.22	7.20	6.47	5.98
35		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
36	8	Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
37		1	2.02	1.87	1.77	9.90	9.16	8.67
38		2	1.86	1.71	1.61	9.11	8.38	7.89
39		3	1.63	1.48	1.38	7.99	7.25	6.76
40		4	1.47	1.32	1.22	7.20	6.47	5.98
41	9	5 and up	1.40	1.25	1.15	6.86	6.12	5.64
42		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
43		1	2.02	1.87	1.77	9.90	9.16	8.67
44		2	1.86	1.71	1.61	9.11	8.38	7.89
45		3	1.63	1.48	1.38	7.99	7.25	6.76
46	10	4	1.47	1.32	1.22	7.20	6.47	5.98
47		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
48		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
49		1	2.02	1.87	1.77	9.90	9.16	8.67
50		2	1.86	1.71	1.61	9.11	8.38	7.89
51	11	3	1.63	1.48	1.38	7.99	7.25	6.76
52		4	1.47	1.32	1.22	7.20	6.47	5.98
53		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
54		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
55		1	2.02	1.87	1.77	9.90	9.16	8.67
56	12	2	1.86	1.71	1.61	9.11	8.38	7.89
57		3	1.63	1.48	1.38	7.99	7.25	6.76
58		4	1.47	1.32	1.22	7.20	6.47	5.98
59		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
60		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
61	13	1	2.02	1.87	1.77	9.90	9.16	8.67
62		2	1.86	1.71	1.61	9.11	8.38	7.89
63		3	1.63	1.48	1.38	7.99	7.25	6.76
64		4	1.47	1.32	1.22	7.20	6.47	5.98
65		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
66	14	Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
67		1	2.02	1.87	1.77	9.90	9.16	8.67
68		2	1.86	1.71	1.61	9.11	8.38	7.89
69		3	1.63	1.48	1.38	7.99	7.25	6.76
70		4	1.47	1.32	1.22	7.20	6.47	5.98
71	15	5 and up	1.40	1.25	1.15	6.86	6.12	5.64
72		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
73		1	2.02	1.87	1.77	9.90	9.16	8.67
74		2	1.86	1.71	1.61	9.11	8.38	7.89
75		3	1.63	1.48	1.38	7.99	7.25	6.76
76	16	4	1.47	1.32	1.22	7.20	6.47	5.98
77		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
78		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
79		1	2.02	1.87	1.77	9.90	9.16	8.67
80		2	1.86	1.71	1.61	9.11	8.38	7.89
81	17	3	1.63	1.48	1.38	7.99	7.25	6.76
82		4	1.47	1.32	1.22	7.20	6.47	5.98
83		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
84		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
85		1	2.02	1.87	1.77	9.90	9.16	8.67
86	18	2	1.86	1.71	1.61	9.11	8.38	7.89
87		3	1.63	1.48	1.38	7.99	7.25	6.76
88		4	1.47	1.32	1.22	7.20	6.47	5.98
89		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
90		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
91	19	1	2.02	1.87	1.77	9.90	9.16	8.67
92		2	1.86	1.71	1.61	9.11	8.38	7.89
93		3	1.63	1.48	1.38	7.99	7.25	6.76
94		4	1.47	1.32	1.22	7.20	6.47	5.98
95		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
96	20	Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
97		1	2.02	1.87	1.77	9.90	9.16	8.67
98		2	1.86	1.71	1.61	9.11	8.38	7.89
99		3	1.63	1.48	1.38	7.99	7.25	6.76
100		4	1.47	1.32	1.22	7.20	6.47	5.98
101	21	5 and up	1.40	1.25	1.15	6.86	6.12	5.64
102		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
103		1	2.02	1.87	1.77	9.90	9.16	8.67
104		2	1.86	1.71	1.61	9.11	8.38	7.89
105		3	1.63	1.48	1.38	7.99	7.25	6.76
106	22	4	1.47	1.32	1.22	7.20	6.47	5.98
107		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
108		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
109		1	2.02	1.87	1.77	9.90	9.16	8.67
110		2	1.86	1.71	1.61	9.11	8.38	7.89
111	23	3	1.63	1.48	1.38	7.99	7.25	6.76
112		4	1.47	1.32	1.22	7.20	6.47	5.98
113		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
114		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
115		1	2.02	1.87	1.77	9.90	9.16	8.67
116	24	2	1.86	1.71	1.61	9.11	8.38	7.89
117		3	1.63	1.48	1.38	7.99	7.25	6.76
118		4	1.47	1.32	1.22	7.20	6.47	5.98
119		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
120		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
121	25	1	2.02	1.87	1.77	9.90	9.16	8.67
122		2	1.86	1.71	1.61	9.11	8.38	7.89
123		3	1.63	1.48	1.38	7.99	7.25	6.76
124		4	1.47	1.32	1.22	7.20	6.47	5.98
125		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
126	26	Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
127		1	2.02	1.87	1.77	9.90	9.16	8.67
128		2	1.86	1.71	1.61	9.11	8.38	7.89
129		3	1.63	1.48	1.38	7.99	7.25	6.76
130		4	1.47	1.32	1.22	7.20	6.47	5.98
131	27	5 and up	1.40	1.25	1.15	6.86	6.12	5.64
132		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
133		1	2.02	1.87	1.77	9.90	9.16	8.67
134		2	1.86	1.71	1.61	9.11	8.38	7.89
135		3	1.63	1.48	1.38	7.99	7.25	6.76
136	28	4	1.47	1.32	1.22	7.20	6.47	5.98
137		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
138		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
139		1	2.02	1.87	1.77	9.90	9.16	8.67
140		2	1.86	1.71	1.61	9.11	8.38	7.89
141	29	3	1.63	1.48	1.38	7.99	7.25	6.76
142		4	1.47	1.32	1.22	7.20	6.47	5.98
143		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
144		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
145		1	2.02	1.87	1.77	9.90	9.16	8.67
146	30	2	1.86	1.71	1.61	9.11	8.38	7.89
147		3	1.63	1.48	1.38	7.99	7.25	6.76
148		4	1.47	1.32	1.22	7.20	6.47	5.98
149		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
150		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
151	31	1	2.02	1.87	1.77	9.90	9.16	8.67
152		2	1.86	1.71	1.61	9.11	8.38	7.89
153		3	1.63	1.48	1.38	7.99	7.25	6.76
154		4	1.47	1.32	1.22	7.20	6.47	5.98
155		5 and up	1.40	1.25	1.15	6.86	6.12	5.64
156	32	Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
157		1	2.02	1.87	1.77	9.90	9.16	8.67
158		2	1.86	1.71	1.61	9.11	8.38	7.89
159		3	1.63	1.48	1.38	7.99	7.25	6.76
160		4	1.47	1.32	1.22	7.20	6.47	5.98
161	33	5 and up	1.40	1.25	1.15	6.86	6.12	5.64
162		Ungraded.	1.40	1.25	1.15	6.86	6.12	5.64
163		1	2.02	1.87	1.77	9.90	9.16	8.67
164		2	1.86	1.71	1.61	9.11	8.38	7.89
165		3	1.63	1.48	1.38	7.99	7.25	6.76
166	34	4	1.47	1.32	1.22			

TABLE 4—SPECIFIC DOLLARS-AND-CENTS MAXIMUM PRICES PER DOZEN CONTAINERS FOR PROCESSORS WHO WERE NOT IN BUSINESS DURING 1914 OR WHO MADE NO SALES OF PACKED SNAP BEANS DURING THE BASE PERIOD—Continued

PART 1—WHOLE SNAP BEANS (BUSH BEANS IN AREAS 1 THROUGH 10, POLE BEANS IN AREA 11)—continued

Item No.	Area	Sieve size	No. 2 cans			No. 10 cans		
			Fancy	Extra standard	Standard	Fancy	Extra standard	Standard
49	9	1	\$2.15	\$2.00	\$1.90	\$10.54	\$9.80	\$9.31
50		2	1.98	1.83	1.73	9.70	8.97	8.48
51		3	1.74	1.59	1.49	8.33	7.79	7.29
52		4	1.57	1.42	1.32	7.69	6.93	6.47
53		5 and up	1.50	1.35	1.25	7.35	6.62	6.12
54	10	Ungraded	1.50	1.35	1.25	7.35	6.62	6.12
55		1	1.85	1.70	1.60	9.69	8.33	7.84
56		2	1.70	1.55	1.45	8.33	7.69	7.10
57		3	1.49	1.34	1.24	7.39	6.67	6.63
58		4	1.34	1.19	1.09	6.67	5.83	5.34
59	11	5 and up	1.28	1.13	1.03	6.27	5.54	5.05
60		Ungraded	1.28	1.13	1.03	6.27	5.54	5.05
61		1	2.34	2.19	2.09	11.47	10.73	10.24
62		2	2.16	2.01	1.91	10.38	9.85	9.36
63		3	1.91	1.76	1.66	9.38	8.62	8.13
64	11	4	1.73	1.58	1.48	8.48	7.74	7.25
65		5 and up	1.50	1.35	1.25	7.35	6.62	6.12
66		Ungraded	1.50	1.35	1.25	7.35	6.62	6.12

PART 2—CUT SNAP BEANS (BUSH BEANS IN AREAS 1 THROUGH 10, POLE BEANS IN AREA 11)

1	1	2	\$1.49	\$1.44	\$1.40	\$7.50	\$7.05	\$3.85
2		3	1.41	1.36	1.32	6.91	6.65	6.47
3		4	1.32	1.27	1.24	6.47	6.22	6.03
4		5 and up	1.24	1.21	1.19	6.03	5.83	5.83
5		Ungraded	1.24	1.21	1.19	6.03	5.83	5.83
6	2	2	1.83	1.65	1.54	8.97	8.68	7.55
7		3	1.73	1.55	1.43	8.48	7.69	7.01
8		4	1.62	1.46	1.36	7.94	7.15	6.65
9		5 and up	1.52	1.40	1.31	7.45	6.65	6.42
10		Ungraded	1.52	1.40	1.31	7.45	6.65	6.42
11	3	2	1.62	1.47	1.37	7.94	7.20	6.71
12		3	1.53	1.38	1.28	7.50	6.76	6.27
13		4	1.43	1.30	1.21	7.01	6.37	5.93
14		5 and up	1.34	1.23	1.16	6.57	6.03	5.68
15		Ungraded	1.34	1.23	1.16	6.57	6.03	5.68
16	4	2	1.62	1.47	1.37	7.94	7.20	6.71
17		3	1.53	1.38	1.28	7.50	6.76	6.27
18		4	1.43	1.30	1.21	7.01	6.37	5.93
19		5 and up	1.34	1.23	1.16	6.57	6.03	5.68
20		Ungraded	1.34	1.23	1.16	6.57	6.03	5.68
21	5	2	1.63	1.48	1.38	7.99	7.25	6.76
22		3	1.56	1.41	1.31	7.64	6.91	6.42
23		4	1.47	1.32	1.22	7.20	6.47	5.93
24		5 and up	1.40	1.25	1.15	6.88	6.12	5.64
25		Ungraded	1.40	1.25	1.15	6.88	6.12	5.64
26	6	2	1.75	1.60	1.50	8.38	7.64	7.35
27		3	1.67	1.52	1.42	8.18	7.45	6.93
28		4	1.57	1.42	1.32	7.69	6.93	6.47
29		5 and up	1.50	1.35	1.25	7.35	6.62	6.12
30		Ungraded	1.50	1.35	1.25	7.35	6.62	6.12
31	7	2	1.51	1.33	1.21	7.40	6.62	6.13
32		3	1.43	1.25	1.13	7.01	6.15	5.74
33		4	1.34	1.18	1.07	6.57	5.78	5.24
34		5 and up	1.26	1.12	1.02	6.17	5.49	5.09
35		Ungraded	1.26	1.12	1.02	6.17	5.49	5.09
36	8	2	1.63	1.45	1.33	7.50	7.10	6.22
37		3	1.55	1.37	1.25	7.00	6.71	6.12
38		4	1.45	1.27	1.18	7.10	6.22	5.78
39		5 and up	1.36	1.22	1.13	6.69	5.83	5.24
40		Ungraded	1.36	1.22	1.13	6.69	5.83	5.24
41	9	2	1.73	1.51	1.39	8.48	7.40	6.65
42		3	1.64	1.42	1.23	8.04	6.95	6.27
43		4	1.53	1.34	1.21	7.60	6.57	5.93
44		5 and up	1.44	1.27	1.16	7.06	6.22	5.68
45		Ungraded	1.44	1.27	1.16	7.06	6.22	5.68
46	10	2	1.48	1.41	1.36	7.25	6.91	6.65
47		3	1.40	1.32	1.27	6.86	6.47	6.22
48		4	1.31	1.25	1.20	6.42	6.12	5.88
49		5 and up	1.23	1.18	1.15	6.03	5.78	5.64
50		Ungraded	1.23	1.18	1.15	6.03	5.78	5.64
51	11	2	1.88	1.73	1.62	9.21	8.48	7.94
52		3	1.79	1.63	1.52	8.77	7.93	7.45
53		4	1.68	1.54	1.45	8.23	7.15	7.10
54		5 and up	1.40	1.28	1.20	6.86	6.27	5.83
55		Ungraded	1.40	1.28	1.20	6.86	6.27	5.83

TABLE 5—CONVERSION FACTORS—METAL CONTAINERS

To convert from a can size in this column	To a can size listed at the head of a column below, multiply by the appropriate conversion factor					
	8 oz.	No. 1 picnic	No. 303	No. 2	No. 2½	No. 10
8 ounces				1.82		8.62
No. 1 picnic				1.62		7.45
No. 303				1.14		5.29
No. 2	0.55	0.66	0.68		1.35	4.99
No. 2½				.74		3.63
No. 10	.11	.13	.18	.20	.23	

TABLE 6—CONVERSIONS FROM TIN TO GLASS

ALL SNAP BEANS

(Dollars per dozen containers)

If you can figure a price for a can size in this column		To get a price for the glass container size at the head of a column below, add the indicated amount	
		No. 303	No. 2½
No. 303		\$0.15	
No. 2½			\$0.15

TABLE 7—SIEVE SIZE CONVERSION FACTORS

PART 1—WHOLE SNAP BEANS

All varieties and areas except pole beans in Areas 10 and 11

To convert from a sieve size in this column	To a sieve size listed at the head of a column below, multiply by the appropriate conversion factor				
	1 sieve	2 sieve	3 sieve	4 sieve	5 sieve and up and ungraded
1 sieve	1.00	0.62	0.81	.72	.63
2 sieve	1.69	1.00	.83	.79	.75
3 sieve	1.21	1.14	1.00	.99	.85
4 sieve	1.33	1.27	1.11	1.00	.86
5 sieve and up and ungraded	1.41	1.33	1.16	1.04	1.00

Pole Beans in Area 10

1 sieve	1.00	0.62	0.81	0.72	0.63
2 sieve	1.69	1.00	.83	.79	.75
3 sieve	1.21	1.14	1.00	.99	.71
4 sieve	1.33	1.27	1.11	1.00	.79
5 sieve and up and ungraded	1.72	1.69	1.41	1.27	1.00

Pole Beans in Area 11

1 sieve	1.00	0.62	0.81	0.72	0.62
2 sieve	1.69	1.00	.83	.79	.67
3 sieve	1.21	1.14	1.00	.99	.77
4 sieve	1.33	1.27	1.11	1.00	.85
5 sieve and up and ungraded	1.62	1.43	1.20	1.17	1.00

PART 2—CUT SNAP BEANS

All varieties and areas except pole beans in Areas 10 and 11

To convert from a sieve size in this column	To a sieve size listed at the head of a column below, multiply by the appropriate conversion factor			
	2 sieve	3 sieve	4 sieve	5 sieve and up and ungraded
2 sieve	1.00	0.65	0.83	0.83
3 sieve	1.67	1.00	.93	.83
4 sieve	1.13	1.67	1.00	.94
5 sieve and up and ungraded	1.20	1.14	1.06	1.00

Pole beans in Area 10

2 sieve	1.00	0.65	0.83	0.71
3 sieve	1.67	1.00	.93	.75
4 sieve	1.13	1.67	1.00	.79
5 sieve and up and ungraded	1.41	1.33	1.27	1.00

Pole Beans in Area 11

2 sieve	1.00	0.65	0.83	0.74
3 sieve	1.67	1.00	.93	.79
4 sieve	1.13	1.67	1.00	.83
5 sieve and up and ungraded	1.25	1.27	1.20	1.00

TABLE 8—GRADE DIFFERENTIALS

PART 1—WHOLE SNAP BEANS

Bush Beans in Areas 1 Through 10, Pole Beans in Area 11

[Differences between successive grades per dozen containers]

Item No.	Area	Sieve Size	No. 2 cans			No. 10 cans		
			Fancy and Ex-Standard	Ex-Standard and Standard	Standard and Sub-Standard	Fancy and Ex-Standard	Ex-Standard and Standard	Standard and Sub-Standard
1	1	1	\$0.15	\$0.10	\$0.10	\$0.73	\$0.50	\$0.49
2		2	.15	.10	.10	.73	.49	.49
3		3	.15	.10	.10	.73	.49	.49
4		4	.15	.10	.10	.74	.49	.49
5		5 and up	.15	.10	.10	.73	.49	.49
6	2	Ungraded	.15	.10	.10	.73	.49	.49
7		1	.15	.10	.10	.73	.49	.49
8		2	.15	.10	.10	.73	.49	.49
9		3	.15	.10	.10	.74	.49	.49
10		4	.15	.10	.10	.74	.49	.49
11	3	5 and up	.15	.10	.10	.73	.49	.49
12		Ungraded	.15	.10	.10	.73	.49	.49
13		1	.15	.10	.10	.74	.49	.49
14		2	.15	.10	.10	.73	.49	.49
15		3	.15	.10	.10	.74	.49	.49
16	4	4	.15	.10	.10	.73	.49	.49
17		5 and up	.15	.10	.10	.74	.49	.49
18		Ungraded	.15	.10	.10	.74	.49	.49
19		1	.15	.10	.10	.74	.49	.49
20		2	.15	.10	.10	.73	.49	.49
21	5	3	.15	.10	.10	.74	.49	.49
22		4	.15	.10	.10	.73	.49	.49
23		5 and up	.15	.10	.10	.74	.49	.49
24		Ungraded	.15	.10	.10	.74	.49	.49
25		1	.15	.10	.10	.73	.50	.49
26	6	2	.15	.10	.10	.74	.49	.49
27		3	.15	.10	.10	.73	.49	.49
28		4	.15	.10	.10	.74	.49	.49
29		5 and up	.15	.10	.10	.73	.49	.49
30		Ungraded	.15	.10	.10	.73	.49	.49
31	7	1	.15	.10	.10	.74	.49	.49
32		2	.15	.10	.10	.73	.49	.49
33		3	.15	.10	.10	.74	.49	.49
34		4	.15	.10	.10	.74	.49	.49
35		5 and up	.15	.10	.10	.73	.49	.49
36	8	Ungraded	.15	.10	.10	.73	.49	.49
37		1	.15	.10	.10	.73	.49	.49
38		2	.15	.10	.10	.74	.49	.49
39		3	.15	.10	.10	.74	.49	.49
40		4	.15	.10	.10	.73	.49	.49
41	9	5 and up	.15	.10	.10	.74	.49	.49
42		Ungraded	.15	.10	.10	.74	.49	.49
43		1	.15	.10	.10	.74	.49	.49
44		2	.15	.10	.10	.73	.49	.49
45		3	.15	.10	.10	.73	.49	.49
46	10	4	.15	.10	.10	.73	.50	.49
47		5 and up	.15	.10	.10	.74	.49	.49
48		Ungraded	.15	.10	.10	.74	.49	.49
49		1	.15	.10	.10	.74	.49	.49
50		2	.15	.10	.10	.73	.49	.49
51	11	3	.15	.10	.10	.74	.49	.49
52		4	.15	.10	.10	.73	.49	.49
53		5 and up	.15	.10	.10	.73	.49	.49
54		Ungraded	.15	.10	.10	.73	.49	.49
55		1	.15	.10	.10	.73	.50	.49

PART 2—CUT SNAP BEANS

Bush Beans in Areas 1 Through 10, Pole Beans in Area 11

Item No.	Area	Sieve Size	No. 2 cans			No. 10 cans		
			Fancy	Extra standard	Standard and sub-standard	Fancy	Extra standard	Standard and sub-standard
1	1	2	\$0.05	\$0.04	\$0.10	\$0.24	\$0.20	\$0.49
2		3	.05	.04	.10	.25	.19	.49
3		4	.05	.03	.10	.25	.14	.49
4		5 and up	.03	.02	.10	.15	.10	.49
5		Ungraded	.03	.02	.10	.15	.10	.49
6	2	2	.18	.11	.10	.89	.53	.49
7		3	.18	.12	.10	.88	.59	.49
8		4	.16	.10	.10	.79	.49	.49
9		5 and up	.12	.09	.10	.59	.44	.49
10		Ungraded	.12	.09	.10	.59	.44	.49
11	3	2	.16	.10	.10	.74	.49	.49
12		3	.15	.10	.10	.74	.49	.49
13		4	.13	.09	.10	.64	.44	.49
14		5 and up	.11	.07	.10	.54	.35	.49
15		Ungraded	.11	.07	.10	.54	.35	.49
16	4	2	.15	.10	.10	.74	.49	.49
17		3	.15	.10	.10	.74	.49	.49
18		4	.13	.09	.10	.64	.44	.49
19		5 and up	.11	.07	.10	.54	.35	.49
20		Ungraded	.11	.07	.10	.54	.35	.49

TABLE 8—GRADE DIFFERENTIALS—Continued

PART 2—CUT SNAP BEANS—continued

Bush Beans in Areas 1 Through 10, Pole Beans in Area 11—Continued

[Differences between successive grades per dozen containers]

Item No.	Area	Sieve Size	No. 2 cans			No. 10 cans		
			Fancy and Ex-Standard	Ex-Standard and Standard	Standard and Sub-Standard	Fancy and Ex-Standard	Ex-Standard and Standard	Standard and Sub-Standard
21	6	2	\$0.15	\$0.10	\$0.10	\$0.74	\$0.49	\$0.49
22		3	.15	.10	.10	.73	.49	.49
23		4	.15	.10	.10	.73	.49	.49
24		5 and up	.15	.10	.10	.74	.49	.49
25		Ungraded	.15	.10	.10	.74	.49	.49
26	7	2	.15	.10	.10	.74	.49	.49
27		3	.15	.10	.10	.73	.49	.49
28		4	.15	.10	.10	.73	.49	.49
29		5 and up	.15	.10	.10	.73	.49	.49
30		Ungraded	.15	.10	.10	.73	.49	.49
31	8	2	.18	.12	.10	.88	.69	.49
32		3	.18	.12	.10	.88	.69	.49
33		4	.16	.11	.10	.79	.64	.49
34		5 and up	.14	.10	.10	.68	.49	.49
35		Ungraded	.14	.10	.10	.68	.49	.49
36	9	2	.18	.12	.10	.89	.68	.49
37		3	.18	.12	.10	.89	.69	.49
38		4	.16	.11	.10	.78	.64	.49
39		5 and up	.14	.09	.10	.68	.44	.49
40		Ungraded	.14	.09	.10	.68	.44	.49
41	10	2	.22	.15	.10	1.03	.74	.49
42		3	.22	.14	.10	1.03	.69	.49
43		4	.19	.13	.10	.93	.64	.49
44		5 and up	.17	.11	.10	.84	.54	.49
45		Ungraded	.17	.11	.10	.84	.64	.49
46	11	2	.07	.05	.10	.34	.25	.49
47		3	.08	.05	.10	.39	.25	.49
48		4	.06	.05	.10	.30	.24	.49
49		5 and up	.05	.03	.10	.25	.14	.49
50		Ungraded	.05	.03	.10	.25	.14	.49
51	11	2	.15	.11	.10	.74	.64	.49
52		3	.16	.11	.10	.78	.64	.49
53		4	.14	.09	.10	.69	.44	.49
54		5 and up	.12	.08	.10	.68	.40	.49
55		Ungraded	.12	.08	.10	.68	.40	.49

TABLE 9—DIRECT SUBSIDY PAYABLE PER DOZEN CONTAINERS

[All areas, varieties, sieve sizes and grades]

Amount of subsidy to be subtracted from gross maximum price per dozen container in making sales to purchasers other than government procurement agencies:

No. 2 and No. 95 vacuum cans	No. 10 cans
0.11	0.54

To figure amount of subsidy for other container sizes, multiply the amount named above for No. 2 and No. 95 vacuum cans by the appropriate conversion factor in Table 6.

TABLE 10—ADJUSTMENTS FOR BASIC WAGE RATE INCREASE

(Dollars per dozen containers)

PART 1—ALL VARIETIES: WHOLE BEANS

Area	Sieve size	No. 2 cans			No. 10 cans		
		Fancy	Extra standard	Standard and sub-standard	Fancy	Extra standard	Standard and sub-standard
1	All*	\$0.03	\$0.03	\$0.03	\$0.14	\$0.13	\$0.12
2	Ungraded	.03	.03	.03	.13	.12	.11
3	All	.03	.03	.03	.17	.16	.15
4	Ungraded	.03	.03	.03	.16	.15	.14
5A	All	.02	.02	.02	.12	.11	.10
5B	Ungraded	.02	.02	.02	.11	.10	.09
6A	All	.03	.03	.03	.14	.13	.12
6B	Ungraded	.03	.03	.03	.13	.12	.11
7A	All	.02	.02	.02	.12	.11	.10
7B	Ungraded	.02	.02	.02	.11	.10	.09
8A	All	.04	.04	.04	.22	.21	.20
	Ungraded	.02	.02	.02	.14	.13	.12

See footnotes at end of table.

TABLE 10—ADJUSTMENTS FOR BASIC WAGE RATE INCREASE
(Dollars per dozen containers)

PART 1—ALL VARIETIES: WHOLE BEANS

Area	Sieve size	No. 2 cans			No. 10 cans		
		Fancy	Extra standard	Standard and sub-standard	Fancy	Extra standard	Standard and sub-standard
8B.....	All.....	\$0.05	\$0.05	\$0.05	\$0.23	\$0.25	\$0.25
	Ungraded.....	.05	.05	.05	.23	.25	.25
9.....	All.....	.03	.02	.02	.14	.13	.12
	Ungraded.....	.02	.02	.02	.13	.12	.12
10.....	All.....	.02	.02	.02	.13	.13	.12
	Ungraded.....	.02	.02	.02	.12	.12	.11
11. California.....	All*.....	.00	.00	.00	.03	.03	.03
	Ungraded.....	.00	.00	.00	.03	.03	.03
All others.....	All.....	.02	.02	.02	.10	.10	.09
	Ungraded.....	.02	.02	.02	.10	.09	.09

PART 2—ALL VARIETIES: CUT BEANS

1.....	All*.....	\$0.02	\$0.02	\$0.02	\$0.11	\$0.10	\$0.09
	Ungraded.....	.02	.02	.02	.10	.09	.09
2.....	All.....	.03	.02	.02	.14	.13	.12
	Ungraded.....	.02	.02	.02	.13	.12	.11
3.....	All.....	.02	.01	.01	.09	.08	.07
	Ungraded.....	.01	.01	.01	.08	.07	.07
4.....	All.....	.02	.02	.02	.12	.11	.10
	Ungraded.....	.02	.02	.02	.11	.10	.09
5A.....	All.....	.02	.02	.02	.10	.09	.08
	Ungraded.....	.02	.02	.02	.09	.08	.08
5B.....	All.....	.04	.03	.03	.19	.18	.16
	Ungraded.....	.03	.03	.03	.18	.16	.15
6A.....	All.....	.02	.02	.02	.12	.11	.10
	Ungraded.....	.02	.02	.02	.11	.10	.09
6B.....	All.....	.04	.04	.04	.23	.21	.20
	Ungraded.....	.04	.04	.03	.21	.20	.18

TABLE 10—ADJUSTMENTS FOR BASIC WAGE RATE INCREASE—Continued
(Dollars per dozen containers)

PART 2—ALL VARIETIES: CUT BEANS—continued

Area	Sieve size	No. 2 cans			No. 10 cans		
		Fancy	Extra standard	Standard and sub-standard	Fancy	Extra standard	Standard and sub-standard
7A.....	All.....	\$0.01	\$0.01	\$0.01	\$0.03	\$0.03	\$0.02
	Ungraded.....	.01	.01	.01	.03	.02	.02
7B.....	All.....	.03	.03	.03	.15	.15	.14
	Ungraded.....	.03	.03	.02	.14	.14	.13
8A.....	All.....	.02	.02	.02	.11	.10	.09
	Ungraded.....	.02	.02	.02	.10	.09	.09
8B.....	All.....	.01	.01	.01	.22	.20	.19
	Ungraded.....	.01	.01	.03	.20	.19	.17
9.....	All.....	.02	.02	.02	.11	.10	.10
	Ungraded.....	.02	.02	.02	.10	.10	.09
10.....	All.....	.02	.02	.02	.10	.09	.08
	Ungraded.....	.02	.02	.01	.09	.08	.08
11. California.....	All*.....	.00	.00	.00	.00	.00	.00
	Ungraded.....	.00	.00	.00	.00	.00	.00
All others.....	All.....	.01	.01	.01	.07	.07	.06
	Ungraded.....	.01	.01	.01	.07	.06	.06

*As used in this table, the term "all" means all sieve sizes of snap beans, including blands, but not ungraded.

A. For 5 cent increase in wage rate for unskilled female labor.

B. For 10 cent increase in wage rate for unskilled female labor.

To figure amount of adjustment for other container sizes, multiply by the appropriate conversion factor in Table 6 for Metal Containers; for No. 203 pails multiply by conversion factor for No. 203 cans; for No. 244 pails multiply by conversion factor for No. 244 cans.

The amendment shall become effective October 6, 1945.

NOTE: All reporting requirements of this amendment have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

Approved: September 18, 1945.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 45-18262; Filed, Oct. 1, 1945;
4:59 p. m.]

PART 1380—HOUSEHOLD AND SERVICE
INDUSTRY MACHINES

[RPS 86, Amdt. 4]

DOMESTIC WASHING MACHINES

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Price Schedule No. 86 is amended in the following respect:

A new paragraph (i) is added to § 1380.1 to read as follows:

(i) *Maximum prices to the United States or any of its agencies.* The maximum prices for sales of any standard model washing machine to the United States or any of its agencies by a manufacturer who does not have a maximum price established under this regulation for such sales is the price specifically authorized in writing by the Office of Price Administration, Washington, D. C. The authorized price will make appropriate adjustments from the manufacturer's ceiling prices, for such sales, in line with the manufacturer's differentials, or, if he has none, in line with the differentials prevailing in the trade generally for sales to the United States or any of its agen-

cies. Applications for the establishment of prices under this paragraph should be made by letter.

This amendment shall become effective on the 1st day of October 1945.

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18261; Filed, Oct. 1, 1945;
4:58 p. m.]

PART 1305—ADMINISTRATION

[SO 130, Amdt. 1]

MAXIMUM PRICES FOR SALES OF CONTRACTOR
INVENTORY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 130 is amended in the following respect:

Section 5 (d) is amended by adding before the first "or" therein the words "Reconstruction Finance Corporation."

This amendment shall become effective October 8, 1945.

Issued this 2d day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18319; Filed, Oct. 2, 1945;
11:48 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW
MATERIALS FOR PAPER AND PAPER PRO-
DUCTS, PRINTING AND PUBLISHING

[RPS 32, Amdt. 24]

PAPERBOARD SOLD EAST OF THE ROCKY MTS.

A statement of the considerations involved in the issuance of this amend-

9 F.R. 3331, 5482, 7261, 8061, 8616, 11103, 13056, 10 F.R. 610, 1945.

ment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 32 is amended in the following respects:

1. Section 1347.59 (f) is amended by adding thereto the following numbered definitions:

(27) "Grayback Gypsum Linerboard" is a semi-bending vat lined paperboard one or both sides of which are lined with 100% printed news wastepaper and with the balance of the sheet composed mainly of mixed papers, sized to meet the specifications of the individual customer.

(28) "Gypsum Lath Board" is a vat lined paperboard made with either one or both sides lined with 100% printed news wastepaper, the balance of the sheet composed mainly of mixed papers, sized to meet the specifications of the individual customer.

(29) "Cream Faced Gypsum Linerboard" is a full bending vat lined paperboard, the top liner side having a uniform cream color with the balance of the sheet composed mainly of mixed papers and sized to meet the specifications of the individual customer.

(30) "Stereotype Dry Mat" is a specialty paperboard made on a cylinder machine and consists of chemical fillers, alpha cellulose, soda pulp, sulphate pulp, and/or wastepapers directly substituting for these pulps. These mats are customarily used for transferring type from flat to rotary forms.

2. In the pricing table of Appendix A (a), footnote² is added after the items "Grayback Gypsum Linerboard (Filled News or News Vat Lined) hard sized, f. o. b. mill" and "Gypsum Lath Board (filled News or News Vat Lined) hard sized, f. o. b. mill" to read as follows:

²No differentials for bending or sizing may be added to the listed maximum prices in the pricing table.

3. In the pricing table of Appendix B (a), footnote ² is added after the item "Cream Faced Gypsum Linerboard (Single Manila Lined) hard sized, f. o. b. mill" to read as follows:

² No differentials for bending or sizing may be added to the listed maximum prices in the pricing table.

4. The headnote of § 1347.63 Appendix C is amended to read as follows:

§ 1347.63 Appendix C: Maximum prices for paperboard and specialty paperboard not covered by §§ 1347.61, 1347.62 and 1347.64.

5. Section 1347.64 is redesignated § 1347.65 and a new § 1347.64 is added to read as follows:

§ 1347.64 Appendix D: Maximum prices for certain specialty paperboard items. (a) The maximum price for stereotype newspaper type, natural color mats in size 20" x 24" shall be \$0.145 plus or minus the differential which the manufacturer employed during October 1, 1940 to October 15, 1941 between newspaper type, natural color mats in size 20" x 24" and the stereotype mat being priced. Each manufacturer shall continue to grant to each class of purchaser discounts not less than the dollar and cent discounts for the quantity purchased, allowed by the manufacturer during the period October 1, 1940 to October 15, 1941.

(b) Differentials. Any or all differentials applied by a manufacturer in connection with specific base grades during October 1, 1940 to October 15, 1941, inclusive, shall continue to apply.

This amendment shall become effective October 8, 1945.

Issued this 2d day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18314; Filed, Oct. 2, 1945; 11:46 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMFR 187¹, Amdt. 7]

CERTAIN PAPERBOARD PRODUCTS

A Statement of the Considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 187 is amended in the following respects:

1. In section 1 (c) (1), subdivision (iii) is amended to read as follows:

(iii) Furthermore, in no event shall the raw material costs as computed in accordance with (c) (1) (i) and (ii) above, exceed the ceiling price in effect on March 31, 1943, as established by the Office of Price Administration, for such raw materials: provided, however, that on any paperboard grade for which a specific ceiling price was listed in Revised Price Schedule 32 on March 31, 1943 and which now has a cost less than

the ceiling currently listed in Revised Price Schedule 32 the manufacturer shall not be required to absorb an amount greater than the difference between the ceiling price listed for the grade in Revised Price Schedule 32 on March 31, 1943 and that currently listed for the same grade in Revised Price Schedule 32. Where the manufacturer acquires raw materials under (c) (1) (ii) above and where no ceiling price was in effect on March 31, 1943, for the transfers of such raw materials, the transfer price shall not exceed the highest amount at which such raw materials were transferred on or before March 31, 1943.

2. In section 1 (c) (1), subdivision (iv) is hereby revoked and the previous subdivision (v) is redesignated (iv).

This amendment shall become effective October 8, 1945.

Issued this 2d day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18315; Filed, Oct. 2, 1945; 11:47 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 484¹, Amdt. 4]

UNWASHED AND WASHED WIPING CLOTHS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 484 is amended in the following respect:

1. Appendix B is amended by adding a new paragraph (c) to read as follows:

(c) Regardless of any other provision in this regulation, if the principal business of a seller who washes and sells washed wiping cloths is other than washing and selling washed wiping cloths, and his sales of washed wiping cloths do not exceed 10% of his total dollar volume sales, he may sell washed wiping cloths under this Appendix at a price not to exceed his highest March 1942 price for sales and deliveries to a purchaser of the same class. If such seller did not sell washed wiping cloths during March 1942 his maximum price shall be the highest price charged to a purchaser of the same class by his most closely competitive seller of the same class.

This amendment shall become effective October 8, 1945.

Issued this 2d day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18316; Filed, Oct. 2, 1945; 11:47 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1², Amdt. 2]

GENERAL PRICING PROVISIONS FOR CERTAIN FOOD PRODUCTS (GROUP I)

A statement of the considerations involved in the issuance of this amendment

¹ 8 F.R. 14220, 15190, 15455; 9 F.R. 5916, 7079, 11782.

² 9 F.R. 6711.

has been issued and filed with the Division of the Federal Register.

In section 2.9 (c) (1), the first sentence is amended to read as follows: "The primary distributor's application for notice of qualification provided by paragraph (a) shall be made in writing to the Regional Office of the Office of Price Administration for the region in which his principal place of business is located."

This amendment shall become effective as of September 10, 1945.

Issued this 2d day of October 1945.

CHESTER BOWLES,
Administrator.

Approved: September 25, 1945.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 45-18318; Filed, Oct. 2, 1945; 11:47 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 394¹, Amdt. 18]

RETAIL CEILING PRICES FOR KOSHER BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 394 is amended in the following respects:

1. Item 11 below the heading "chuck" in part 1 of section 19 (j) is amended to read as follows:

	AA or Choice	A or Good	B or Commercial	C or Utility	D
11. Pastrami (shoulder clod, chuck roll, plate corner piece)...	1.24	1.24	1.24

2. Item 11 below the heading "chuck" in Part 1 of section 19 (k) is amended to read as follows:

	AA or Choice	A or Good	B or Commercial	C or Utility	D
11. Pastrami (shoulder clod, chuck roll, plate corner piece)...	1.29	1.29	1.29

This amendment shall become effective October 1, 1945.

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18257; Filed, Oct. 1, 1945; 4:56 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 25¹, Amdt. 37]

DESIGNATION OF CERTAIN AREAS AND RENT DECLARATIONS RELATING TO SUCH AREAS

Item 28 in § 1388.1201 of Designation and Rent Declaration 25 is amended to read as follows:

¹ 9 F.R. 5620, 11540, 11708, 12865, 12967, 14060; 10 F.R. 2407, 4714, 5576.

¹ 8 F.R. 14395, 17367; 9 F.R. 1320, 2464.

(28), Riverside, California, that portion of Riverside County lying west of Range 12 east, San Bernardino Base Line and Meridian.

This amendment shall become effective October 1, 1945.

Issued this 28th day of September 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18154; Filed, Sept. 28, 1945;
4:54 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL
COMMODITIES

[MPR 426, Amdt. 145]

FRESH FRUITS AND VEGETABLES FOR TABLE
USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 426 is amended in the following respects:

1. In section 2, the next to last sentence is amended to read as follows: "The maximum price for any sale of imported produce, other than Canadian apples, must be determined as though that produce had been grown at its port of entry and as though that were its country shipping point."

2. In section 15, Appendix K, Table 3, Maximum Prices for Apples, footnote 4, is amended to read as follows:

*On and after October 1, 1945, the table appearing below rather than Table 3 shall apply to apples of the 1945 crop.

TABLE 3—APPLES OF THE 1945 CROP PRODUCED IN CERTAIN AREAS

Col. 1 Item No.	2 Type, variety, style of pack, etc.	3 Unit	4 Season	5 Maximum prices for fruit loaded on car or truck at shipping point		6 Maximum prices for sales by certain persons in less-than-carlots or less-than-trucklots delivered to the premises of any retail store, Government procurement agency or institutional buyer. (See footnote 1 above.)	7 Maximum prices for sales by certain persons in less-than-carlots or less-than-trucklots delivered to the premises of any retail store, Government procurement agency or institutional buyer. (See footnote 1 above.)
				5 (a) Apples produced in California, Idaho, Montana, Oregon, and Washington	5 (b) Apples produced in all other States		
2	Apples graded and packed in the following standard containers:	Per box or bushel.	Oct. 1-Oct. 31.....	\$3.23	\$3.02	Except for apples grown in Canada, the applicable Col. 5 price plus freight (including transportation tax) from shipping point plus protective service allowance (see footnote 2 above). For apples grown in Canada, the Col. 5 (a) price plus freight (not including transportation tax) from Kelowna, British Columbia, plus 5 cents per box or bushel, 15 cents per barrel or 10 cent per pound for protective service.	Col. 6 price plus 70 cents.
3	Apple box (WPB L232 No. 1).		Nov. 1-Nov. 15.....	3.33	4.02		
4			Nov. 16-Nov. 30.....	3.58	4.07		
5	Apple box (WPB L232 No. 2).		Dec. 1-Jan. 5.....	3.45	4.15		
6	Apple box (WPB L232 No. 3).		Jan. 6-Feb. 5.....	3.49	4.18		
7	Apple box (WPB L232 No. 4).		Feb. 6-Mar. 5.....	3.22	4.21		
8	Apple box (WPB L232 No. 5).		Mar. 6-Apr. 5.....	3.25	4.24		
9	Apple box (WPB L232 No. 6).		Apr. 6-May 5.....	3.69	4.29		
10	Apple box (WPB L232 No. 7).		May 6-June 5.....	3.65	4.34		
11	Apple box (WPB L232 No. 8).		June 6-end of season..	3.70	4.39		
13	Apples graded and packed in U. S. Standard Barrel (7,056 cubic inches).	Per barrel.....	Oct. 1-Oct. 31.....	9.69	11.75		Col. 6 price plus \$2.10.
14			Nov. 1-Nov. 15.....	9.99	12.05		
15			Nov. 16-Nov. 30.....	10.14	12.21		
16			Dec. 1-Jan. 5.....	10.33	12.45		
17			Jan. 6-Feb. 5.....	10.47	12.54		
18			Feb. 6-Mar. 5.....	10.23	12.63		
19			Mar. 6-Apr. 5.....	10.65	12.72		
20			Apr. 6-May 5.....	10.89	12.87		
21			May 6-June 5.....	10.95	13.02		
22			June 6-end of season..	11.10	13.17		
24	Any of the above containers, the contents of which do not meet the requirements of pack specified for standard containers (see paragraph (b) (3)); and apples graded and packed in any other container.	Per pound....	Oct. 1-Oct. 31.....	.0718	.0671	do.....	Col. 6 price plus 1 1/2 cents.
25			Nov. 1-Nov. 15.....	.0749	.0623		
26			Nov. 16-Nov. 30.....	.0761	.0631		
27			Dec. 1-Jan. 5.....	.0779	.0622		
28			Jan. 6-Feb. 5.....	.0770	.0623		
29			Feb. 6-Mar. 5.....	.0782	.0617		
30			Mar. 6-Apr. 5.....	.0799	.0612		
31			Apr. 6-May 5.....	.0809	.0613		
32			May 6-June 5.....	.0811	.0614		
33			June 6-end of season..	.0822	.0615		
35	Apples sold graded in bulk (loose without containers or in containers furnished by the buyer).	Per pound....	Oct. 1-Oct. 31.....	.0833	.0613	do.....	Col. 6 price plus 1 1/2 cents.
36			Nov. 1-Nov. 15.....	.0835	.0615		
37			Nov. 16-Nov. 30.....	.0859	.0619		
38			Dec. 1-Jan. 5.....	.0834	.0637		
39			Jan. 6-Feb. 5.....	.0821	.0644		
40			Feb. 6-Mar. 5.....	.0807	.0621		
41			Mar. 6-Apr. 5.....	.0804	.0627		
42			Apr. 6-May 5.....	.0716	.0623		
43			May 6-June 5.....	.0729	.0619		
44			June 6-end of season..	.0737	.0621		
46	Apples sold loose and ungraded (tree-run) in any container.	Per pound....	Oct. 1-Oct. 31.....	.0758	.0631	do.....	Col. 6 price plus 1 1/2 cents.
47			Nov. 1-Nov. 15.....	.0769	.0633		
48			Nov. 16-Nov. 30.....	.0811	.0664		
49			Dec. 1-Jan. 5.....	.0722	.0622		
50			Jan. 6-Feb. 5.....	.0706	.0619		
51			Feb. 6-Mar. 5.....	.0742	.0625		
52			Mar. 6-Apr. 5.....	.0749	.0622		
53			Apr. 6-end of season..	.0759	.0613		
55	Apples sold ungraded (tree-run) in bulk (loose without containers or in containers furnished by the buyer).	Per pound....	Oct. 1-Oct. 31.....	.0753	.0621	do.....	Col. 6 price plus 1 1/2 cents.
56			Nov. 1-Nov. 15.....	.0749	.0613		
57			Nov. 16-Nov. 30.....	.0771	.0624		
58			Dec. 1-Jan. 5.....	.0789	.0642		
59			Jan. 6-Feb. 5.....	.0799	.0649		
60			Feb. 6-Mar. 5.....	.0822	.0673		
61			Mar. 6-Apr. 5.....	.0829	.0672		
62			Apr. 6-end of season..	.0829	.0673		

* 10 F.R. 7403, 7500, 7539, 7578, 7668, 7683, 7799, 8021, 8069, 8239, 8239, 8467, 8611, 8657, 8905, 8936, 8923, 8923, 9118, 9119, 9277, 9447, 9528, 9928, 10025, 10029, 10311, 10303, 11072.

This amendment shall become effective October 1, 1945.

Issued this 28th day of September 1945.

CHESTER BOWLES,
Administrator.

Approved: September 28, 1945.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 45-18151; Filed, Sept. 28, 1945;
4:57 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL
COMMODITIES

[MPR 518¹ Incl. Amdts. 1-7]

ROUGH RICE

This compilation of Maximum Price Regulation 518 includes Amendment 7, effective October 7, 1945. A new item added by Amendment 7 is indicated by a note.

In the judgment of the Price Administrator, the prices of rough rice have risen and are threatening to rise further to an extent and in a manner inconsistent with the purposes of the Emergency Price Control Act of 1942, as amended, and are thereby causing undue increases in prices.

The maximum prices established by this Maximum Price Regulation are, in the judgment of the Price Administrator, generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328.

Such specifications and standards as are used in this regulation have previously been promulgated and their use lawfully required by another Government agency. A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.²

In fixing the maximum prices established by this regulation, the Price Administrator has given adequate weighting to farm labor. So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this regulation.

§ 1439.13 *Maximum prices for sales of rough rice.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, Executive Order 9250 and Executive Order 9328, this Maximum Price Regulation 518 (Rough Rice) which is annexed hereto and made a part hereof, is hereby issued.

Sec.

1. Applicability.
2. Effect of maximum prices.
3. Definitions.
4. Maximum prices for the sale or delivery of rough rice grown in any state except California.

¹ 9 F.R. 2656.

² Statements of the considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

Sec.

5. Maximum price for the sale or delivery of rough rice grown in the State of California.
 6. Imported rough rice.
 7. Charges for sacks.
 8. Actual weight at time of delivery governs.
 9. Decreases for charges or services.
 10. Evasion.
 11. Maximum prices for export sales.
 12. Records and reports.
 13. Sales of rough rice for use only as seed for planting.
 14. Enforcement.
 15. Protests and petitions.
 16. Licensing.
 17. Adjustable pricing.
 18. Position of commission agents of buyers.
- Appendix A.

AUTHORITY: § 1439.13 issued under 56 Stat. 23, 785; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

SECTION 1. *Applicability.* (a) Except as provided in paragraphs (b) and (c) of this section, this regulation shall apply to all sales of domestic and imported rough rice whether for immediate or future delivery within the 48 states and the District of Columbia of the United States.

(b) This regulation shall have no application to any rough rice purchased by the United States or any of its agencies under such circumstances of emergency as to make immediate delivery imperative and as to render it impossible to secure or unfair to require immediate delivery at the maximum price which would otherwise be applicable, if such purchases and deliveries are made pursuant to the provisions of section 4.3 (f) of Revised Supplementary Regulation No. 1³ to the General Maximum Price Regulation.

(c) Except as provided in section 13 hereof, this regulation shall have no application to sales of rough rice for use or resale only as seed for planting.

Sec. 2. *Effect of maximum prices.* (a) While this regulation is in effect, regardless of any contract or other commitment, no person shall in the course of trade or business sell, deliver, buy or receive rough rice at prices above the maximum prices established by this regulation; nor shall any person offer, solicit, agree or attempt to do any of the foregoing.

(b) However, prices lower than the maximum prices established by this regulation may be charged and paid.

Sec. 3. *Definitions.* (a) As used herein in the following terms shall have the following meanings:

- (1) "Barrel" as a unit of measurement means 162 pounds of rough rice.
- (2) "Bushel" as a unit of measurement means 45 pounds of rough rice.
- (3) "Person" means an individual, corporation, partnership, association or other organized group of persons or the legal successor or representative of any of the foregoing; and includes the United States or any government or any political subdivision or agency of either.
- (4) "Point of production" means the farm or field where the rough rice in

³ 10 F.R. 2435, 2479, 2757, 3236, 3947, 4107, 4494, 5458, 7196, 7497, 8241, 8980, 9717, 11364.

question was grown or harvested or the roadside near such farm.

[Subparagraph (4) amended by Am. 6, 10 F.R. 11942, effective 9-24-45]

(5) "Rough rice" includes all varieties of rough rice (sometimes known as paddy) as defined in the United States Standards for Rough Rice.

(6) "Mixed rough rice" includes all mixtures of rough rice as defined in Class XI of the United States Standards for Rough Rice.

(7) "Country shipping point" is a place having facilities such as a warehouse or grain elevator equipped with suitable scales or railroad facilities customarily used for the storage, marketing and loading for shipment of rough rice, except that in the State of California any point at which there is located a rice dryer shall also be considered a country shipping point. If a farm has such facilities located thereon, that farm shall be deemed a country shipping point as to rice grown on it.

[Subparagraph (7) amended by Am. 3, 9 F.R. 12278, effective 10-14-44]

(8) "Transportation charges" shall be the reasonable value of transporting the lot in question between the points involved by a usual route and method of transportation, not to exceed the lowest published common carrier rate, if any, where common carrier service is available; *Provided*, That the maximum rates for the transportation of rough rice to San Francisco from the points set forth in Appendix A shall be the rates set forth therein.

[Subparagraph (8) amended by Am. 1, 9 F.R. 5440, effective 5-27-44 and Am. 6, 10 F.R. 11942, effective 9-24-45]

(9) "Appraised rough rice" means rough rice grown in the State of California which has been appraised and certified by a State or Federal agency in the State of California on the basis of a representative sample drawn by an individual properly authorized to do so by such State or Federal agency. Such appraisal certificate shall promptly be made available to the public; on reappraisal, all previous certificates shall be cancelled.

[Subparagraph (9) added by Am. 2, 9 F.R. 12278, effective 10-14-44 and amended by Am. 6, 10 F.R. 11942, effective 9-24-45. Former subparagraph (9) revoked by Am. 2]

(10) "Unappraised rough rice" means all rough rice grown in the State of California other than appraised rough rice.

(11) "Base quality" means rough rice grown in the State of California which is appraised to yield upon milling 48 pounds of whole kernels (with a tolerance of 4 percent broken kernels) and 70 pounds total milled rice (all classes) for each 100 pounds of rough rice.

[Subparagraphs (10) and (11) added by Am. 2]

(b) This regulation in speaking of sales or purchases at a given point (such as point of production, country shipping point or other point) means that the purchaser shall receive actual delivery of the rough rice in question at said point.

SEC. 4. *Maximum prices for the sale or delivery of rough rice grown in any state except California.* (a) The maximum prices for the sale and delivery of rough rice not grown in the State of California, bulk, containing not more than 17 percent moisture, at the country shipping point nearest (by the most usually traveled route) to the point of production shall be as follows:

Varieties (or class)	Maximum price	
	Per barrel	Per bushel
Rexoro.....	\$7.30	\$2.023
Texas Patna.....	7.30	2.023
Bluebonnet.....	7.30	2.023
Nira.....	7.00	1.944
Fortuna.....	6.40	1.778
Edith.....	6.40	1.778
Blue Rose.....	6.15	1.703
*Kamrose.....	6.15	1.703
Magnolia.....	6.15	1.703
Southern Pearl.....	6.15	1.703
Lady Wright.....	6.00	1.697
Zenith.....	6.15	1.703
Early Prolific.....	5.60	1.523
Prelude.....	6.10	1.694
Ark Rose.....	6.15	1.703
All other varieties.....	5.60	1.523
Mixed Rough Rice.....	(c)	(c)

[* Item added by Am. 7, effective 10-7-45]

(1) Multiply the percentage of each variety contained in the mixture by its respective maximum price as above set forth and total the results.

[Paragraph (a) amended by Am. 1, 9 F.R. 5440, effective 5-27-44; Am. 3, 9 F.R. 12747, effective 10-21-44; Am. 4, 9 F.R. 14648, effective 12-19-44 and Am. 5, 10 F.R. 4156, effective 4-23-45]

(b) The foregoing maximum prices shall be decreased 20 cents per barrel (or 5.5 cents per bushel) for each one percent or fraction thereof of moisture content in the lot over 17 percent.

(c) The maximum price for the sale and delivery of rough rice at the point of production shall be the applicable maximum prices specified in paragraphs (a) or (b) of this section less transportation charges from the point of production to the nearest country shipping point.

[Paragraph (c) amended by Am. 1, 9 F.R. 5440, effective 5-27-44]

(d) The maximum price for the sale and delivery of rough rice at any point other than the country shipping point or the point of production shall be the applicable maximum price specified in paragraph (c) of this section, plus transportation charges from the point of production to the buyer's receiving point.

[Paragraph (d) amended by Am. 1 and Am. 6, 10 F.R. 11942, effective 9-24-45]

SEC. 5. *Maximum price for the sale or delivery of rough rice grown in the State of California.* (a) The maximum price for the sale and delivery of rough rice grown in California, per one hundred pounds base quality, bulk, containing not over 15 percent moisture, shall be as follows:

Varieties:	Maximum Price for Base Quality Per Hundred Pounds
California Pearl.....	\$3.57
Calady.....	3.64
Blue Rose.....	3.57

Varieties:	Maximum Price for Base Quality per Hundred Pounds
Rexoro.....	\$4.23
Nira.....	4.20
All other varieties.....	3.67
Mixed rough rice.....	(*)

* Multiply the percentage of each variety contained in the mixture by its respective maximum price as set forth and total the results.

(2) The maximum price for the sale and delivery of unappraised rough rice per 100 pounds, bulk, f. o. b. San Francisco, shall be \$3.00.

[Subparagraph (2) added and former (2) and (3) redesignated (3) and (4) by Am. 2, 9 F.R. 12278, effective 10-14-44]

(3) At any country shipping point: The maximum price at the basing points less transportation charges from the country shipping point in question to Imperial or San Francisco, whichever is lower.

(4) At any point other than the basing point or country shipping point: The maximum price at the country shipping point nearest thereto less 2½ cents per hundred pounds.

[Subparagraph (4) amended by Am. 6, 10 F.R. 11942, effective 9-24-45]

[Paragraph (a) amended by Am. 1, 9 F.R. 5440, effective 5-27-44 and as otherwise noted]

(b) The foregoing maximum prices specified in paragraph (a) of this section shall be decreased by 5 cents per 100 pounds for each 1 percent (or fraction thereof) of moisture content in the lot over 15 percent and not over 17 percent, and by 15 cents per 100 pounds for each 1 percent (or fraction thereof) of moisture content in the lot over 17 percent.

(c) The foregoing maximum prices specified in (a) and (b) of this section shall be altered for all varieties, except Rexoro and Nira, as follows:

(1) Increased .162 cents per hundred pounds for each one-tenth of a pound of whole kernels and .5 cent per hundred pounds for each one-tenth pound of total milled rice (all classes) which any lot is appraised to yield above base quality.

(2) Decreased .162 cents per hundred pounds for each one-tenth of a pound of whole kernels and .5 cent per hundred pounds for each one-tenth of a pound of total milled rice (all classes) which any lot is appraised to yield less than base quality.

[Paragraph (c) amended by Am. 1, 9 F.R. 5440, effective 5-27-44 and Am. 6, 10 F.R. 11942, effective 9-24-45]

(d) The foregoing maximum prices specified in paragraphs (a) and (b) of this section shall be altered for Rexoro and Nira as follows:

(1) Increased .33 cents per hundred pounds for each one-tenth of a pound of whole kernels and .5 cent per hundred pounds for each one-tenth of a pound of total milled rice (all classes) which any lot is appraised to yield above base quality.

(2) Decreased .33 cents per hundred pounds for each one-tenth of a pound of whole kernels and .5 cent per hundred pounds for each one-tenth of a pound of total milled rice (all classes) which

any lot is appraised to yield less than base quality.

[Paragraph (d) added by Am. 1 and amended by Am. 6]

SEC. 6. *Imported rough rice.* The maximum price for the sale and delivery of any imported rough rice shall be calculated as if the port of entry were the country shipping point.

SEC. 7. *Charges for sacks.* When any person sells any rough rice, sacked, and has furnished the sacks, the maximum price therefor shall be the maximum price for a like sale of rough rice, bulk, plus an amount equal to 12 cents per hundred pounds of such rough rice: *Provided*, That in lieu of such additional charge, the seller may retain title to such sacks and require their return to him at his expense.

[Sec. 7 amended by Am. 2, 9 F.R. 12278, effective 10-14-44 and Am. 6, 10 F.R. 11942, effective 9-24-45]

SEC. 8. *Actual weight at time of delivery governs.* The actual net weight of the lot of rough rice at the time of the delivery thereof to each purchaser shall govern in determining the appropriate maximum price for each sale under section 4 or 5 hereof: *Provided*, That, in the case of rough rice in sacks holding approximately 100 pounds each, the actual net weight may be determined by deducting from the gross weight in California three-quarters of a pound and, from the gross weight elsewhere, one pound for each sack.

[Sec. 8 amended by Am. 6]

SEC. 9. *Decrease for charges or services.* (a) Whenever the purchaser of any lot of rough rice assumes or agrees to pay any charges incurred prior to the time of sale for storage, warehousing or other services, with or without a specific charge being made for the same, the maximum price for the sale of rough rice as established in sections 4 and 5 hereof shall be reduced by the amount assumed or paid for such services or, when no specific charge has been made, by the reasonable value of such services. Any charges for storage or warehousing incurred prior to the receipt by the storageman or warehousemen of a written notice of the sale shall be conclusively presumed to have been incurred prior thereto.

[Paragraph (a) amended by Am. 2, 9 F.R. 12278, effective 10-14-44 and Am. 6, 10 F.R. 11942, effective 9-24-45]

(b) Whenever the purchaser of any lot of rough rice has performed or will be forced to perform any services in connection with the growing or harvesting thereof or in connection with the loading thereof onto transportation facilities for ready shipment from the point of delivery to him the maximum price for the sale as established in sections 4 or 5 hereof shall be reduced by the reasonable value of all such services.

(c) Whenever a purchaser makes advance payments to the seller prior to the delivery of the rough rice, interest must be charged thereon or otherwise deducted from the purchase price at the going rates in the community in which

the rough rice is grown from the time of such advance to the time of delivery.

[Paragraph (c) added by Am. 6]

SEC. 10. *Evasion.* Any method whereby a seller obtains greater consideration than the maximum price, or whereby he gives less than the consideration due the buyer for the maximum price is an evasion of this regulation, and therefore, prohibited; any offer or agreement which accomplishes or attempts to accomplish such results is equally prohibited.

[Sec. 10 amended by Am. 2, 9 F.R. 12278, effective 10-14-44]

SEC. 11. *Maximum prices for export sales.* The maximum prices for export sales of rough rice shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation.⁴

SEC. 12. *Records and reports.* Every person shall keep for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect a complete record of each sale or purchase subject thereto showing the date thereof, the names and addresses of the buyer and seller, the contract price, the price paid or received, the quantity and variety of the rough rice sold or purchased, and the county or parish where grown.⁵

Every contract for the sale of rough rice, which is governed by this regulation, entered into after September 24, 1945, shall be in writing, shall set forth the information required by the previous paragraph of this section and shall be filed with the district office of the Office of Price Administration for the district in which the rough rice is grown within ten days of the execution.

[Above paragraph amended by Am. 6, 10 F.R. 11942, effective 9-24-45]

SEC. 13. *Sales of rough rice for use only as seed for planting.* (a) Within 10 days after each sale to or by a rice mill or agent thereof of any lot of rough rice for use or resale only as seed for planting, the seller shall deliver to the nearest district or state office of the Office of Price Administration a copy of the invoice of sale showing the quantity sold, the price paid, the name and address of the seller and the buyer, the county or parish where grown, and the place of sale. Said invoice shall also contain a statement signed by the buyer and reading as follows:

As required by MPR 518, I have agreed to buy and you have agreed to sell --- pounds of rough rice for use or resale only as seed for planting and not for human consumption or any other purpose.

(b) Any rice mill or agent thereof who has purchased a lot of rough rice for use or resale only as seed for planting may file a written application with the Rice and Seeds Unit of the Office of Price Administration at Washington, D. C., after July 1st next following such purchase for the permission to mill the same for use for human consumption. Good cause ap-

pearing, such application may be granted by order, letter or telegram: *Provided*, That any sale of finished rice or of rice milling by-products produced from such rough rice shall be sold only under and subject to the provisions of Revised Maximum Price Regulation 150,⁶ as amended, governing such sales.

SEC. 14. *Enforcement.* Persons violating any provision of this regulation are subject to the license revocation or suspension provisions, civil enforcement actions, suits for treble damages, and criminal penalties as provided in the Emergency Price Control Act of 1942, as amended.

SEC. 15. *Protests and petitions.* Any person desiring to file a protest against, or seeking an amendment of any provision of this regulation may do so in accordance with Revised Procedural Regulation No. 1.⁷

SEC. 16. *Licensing.* The provisions of Licensing Order No. 1⁸ licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 17. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration to whom the authority to grant such authorization has been delegated. The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

[Sec. 17 added by Am. 1, 9 F.R. 5440, effective 5-27-44]

SEC. 18. *Position of commission agents of buyers.* (a) In no case may a commission agent of a buyer or any other person negotiating the purchase or sale of rough rice receive a fee if the sum of that fee and the amount paid by the buyer to the seller exceed the seller's maximum price: Except, that any person who functioned as a commission agent of purchasers of rough rice during the base period April 1, 1942, to April 1, 1944, may in any consecutive twelve

month period, receive such a fee for his services on a quantity of rough rice equal to the quantity purchased by him on a commission basis in any consecutive twelve month period included in the base period. The amount of the fee received per 100 pounds of rough rice shall not exceed the average commission per 100 pounds which he charged during the period from April 1, 1942 to April 1, 1944, and in no case may the amount of this fee exceed 5 cents per 100 pounds.

(b) Any person receiving a fee under the provisions of this section shall within thirty days after October 14, 1944 register with the nearest District Office of the Office of Price Administration and present evidence of the fact that he functioned as a commission buying agent for purchasers of rough rice during the base period from April 1, 1942, to April 1, 1944, stating specifically the quantity of rough rice handled by him on a commission basis during each month of the base period.

(c) No restriction or limitation is placed on persons accepting commissions or fees in connection with the purchase or sale of rough rice at prices which, when added to such commission or fee, do not exceed the maximum price in this regulation for the particular variety in question.

[Sec. 18 added by Am. 1, 9 F.R. 5440, effective 5-27-44 and amended by Am. 2, 9 F.R. 12278, effective 10-14-44]

APPENDIX A—RATES ON ROUGH RICE TO SAN FRANCISCO FROM POINTS SHOWN WHICH ARE LOCATED OFF RAIL OR WATER

Location, Warehouse and/or drier:	Cents
Biggs—Ashley & Askew.....	15
Biggs—Bayless Drier & Warehouse..	15
Biggs—Bronner's Drier & Warehouse..	15
Biggs—Davis Warehouse.....	15
Butte City—Fazal Mohammed Whse & Drier.....	16½
Butte City—McManus.....	16½
Catlett—Fred James Drier.....	14
Colusa—F. E. Buffum Drier.....	15½
Colusa—Granger Warehouse.....	15½
Colusa—Sartain Drier & Warehouse..	15½
Colusa—Stegman's Warehouse.....	15½
Colusa—Zumwalt Drier & Warehouse.....	15½
Cortena—Bowen.....	15
Durham—Adams Drier.....	17
Durham—Gorllis Drier.....	17
Delevan—Sites, H. C.....	15
Dos Palos—Mill Farms.....	14
Durham—Parrott Inv. Co.....	17
Gridley—Jack Slusser.....	15
Gridley—Boeger's.....	15
Gridley—Dunning Drier & Warehouse.....	15
Gridley—Witt & McClung Drier....	15
Gridley—Gaffney Warehouse.....	15
Gridley—Owens & Mallard Drier....	15
Gridley—Ullon's Drier.....	15
Knights Landing—Dettling Drier Warehouse.....	13
Live Oak—DeWitt Drier—John Fenn Drier.....	15
Logandale—Spooner Barn & Drier....	10
Maxwell—Jim Bell Drier.....	15
Maxwell—Frederickson Drier.....	15
Merced—Nordman.....	12½
Meridian—O. Beard Drier.....	15½
S. Meridian—Spangler.....	12½
Nelson—Sheppard.....	17
Nelson—Spurgeon.....	17
Nicolaus—Elmer Davis Drier.....	14
Norman—Larabee.....	10
Oswald—Montmas Drier.....	15
Patterson—Patterson Ranch.....	12
Princeton—Bettencourt Drier & Warehouse.....	16½

⁴ 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9835, 11273, 12919, 14436; 10 F.R. 863, 923, 2432.

⁵ The record keeping provisions of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

⁶ 9 F.R. 11003, 12269, 14600, 14645; 10 F.R. 199, 4154, 4542, 4910, 8129.

⁷ 9 F.R. 10476, 13715.

⁸ 8 F.R. 13240.

Location, Warehouse and/or drier:	Cents
Richvale—Grell Bros.....	16
Richvale—Lofgren.....	16
Richvale—Barmann.....	16
Richvale—C. W. Carlson.....	16
Richvale—Lindahl Bros. "Hanson".....	16
Richvale—Lantz & Lundberg.....	16
Richvale—Thengvall.....	16
Richvale—Burnham & Lofgren.....	16
Richvale—McGowan Drier.....	16
Richvale—Meikle's Drier.....	16
Richvale—Stolp's Drier.....	16
Riego—Tom Sills Drier.....	13
Riz—Terkildsen Drier & Warehouse.....	16
Robbins—Hawn Drier.....	13½
Robbins—Guasti Warehouse & Drier.....	13½
Shippee—American Farms.....	16
Stockton—Cecil House.....	10½
Sutter City—Kellogg & Farrington.....	15½
Sutter—Fred Becker.....	15½
Sutter—Vanderford.....	15½
Sutter—Harold Moore Drier.....	15½
Trowbridge—Gollbach Drier.....	14
Trowbridge—Van Dyke Drier.....	14
Tyndall—Mockton Drier.....	13½
Tyndall—Tyndall Warehouse & Drier.....	13½
Williams—Nissen Drier.....	15
Willows—Montz Drier.....	16
Woodland—Ulrich.....	12
Woodland—Heidrick Bros.....	12

[Appendix A added by Am. 6, 10 F.R. 11942, effective 9-24-45]

This regulation shall become effective April 15, 1944. [Maximum Price Regulation 518 originally issued March 7, 1944]

[Effective dates of amendments are shown in notes following the parts affected]

Issued this 2d day of October 1945.

CHESTER BOWLES,
Administrator.

[Amendment 7 approved by Clinton P. Anderson, Secretary of Agriculture, on September 12, 1945]

[F. R. Doc. 45-18317; Filed, Oct. 2, 1945; 11:47 a. m.]

Chapter XIX—Reconstruction Finance Corporation

[Reg. 7, Amdt. 6 to-Schedule A (Revised Mar. 1, 1945)]

PART 7007—STRIPPER WELL COMPENSATORY ADJUSTMENTS

Schedule A (Revised March 1, 1945) of Stripper Well Compensatory Adjustments Regulation No. 7 of Defense Supplies Corporation, as amended, was further amended by Defense Supplies Corporation by the issuance on September 20, 1945, of Amendment No. 6 to Schedule A (revised March 1, 1945), copy of which is attached hereto.¹

RECONSTRUCTION FINANCE
CORPORATION,
GEORGE STONER,
Associate Director,
Office of Defense Supplies.

[F. R. Doc. 45-18270; Filed, Oct. 2, 1945; 9:48 a. m.]

Chapter XXIII—Surplus Property Board

[Special Order 22]

USE OF SURPLUS PROPERTY FOR CARE AND HANDLING

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765,

50 U.S.C. App. Supp. 1611), *It is hereby ordered, That:*

1. *Permits.* Property, both real and personal, declared surplus to a disposal agency may be used by such disposal agency or any other disposal agency to carry out its responsibilities for the care and handling of surplus property. The use of such property by a disposal agency other than that to which the property was declared surplus may be authorized by the issuance of a permit by the disposal agency responsible for the disposition of the property. No rental or other consideration for the use of such property need be imposed other than the obligation of the agency receiving the permit to maintain, preserve and protect the property, to return it to the appropriate disposal agency when no longer required for the purposes of care and handling and, in the case of personal property, to take delivery at the place where the property is located and to return it to the place and in the manner specified by the disposal agency. Such permits shall be revocable upon reasonable notice in writing by the disposal agency issuing the permits or by direction of the Surplus Property Board. Such permits may not be issued to cover standard administrative property such as office furniture and office equipment, nor expendable items or property consumed in use.

2. *Records and reports.* Disposal agencies shall prepare and maintain complete records showing property which has been declared to them as surplus and which is either (a) being used by them to carry out their responsibilities for care and handling or (b) which is covered by permits issued by them to other disposal agencies. Such records shall be maintained in such manner as will enable the disposal agency to report to the Board promptly upon request the information contained in these records.

This order shall become effective September 28, 1945.

SURPLUS PROPERTY BOARD,
W. STUART SYMINGTON,
Chairman.

SEPTEMBER 28, 1945.

[F. R. Doc. 45-18327; Filed, Oct. 2, 1945; 12:10 p. m.]

[SPB Reg. 1,¹ Rev. Order 3]

PART 8301—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS

FORMS FOR DECLARATION OF SURPLUS²

Surplus Property Board Regulation 1, Order 3, April 2, 1945, as amended to July 31, 1945, entitled "Forms for Declaration of Surplus" (10 F.R. 3771, 4350, 9678) is hereby revised and amended as set forth herein. New matter is indicated by underscoring.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765;

¹ 10 F.R. 3764, 4356, 10393.

² Forms filed as part of the original document.

50 U.S.C. App. Supp. 1611, and in accordance with § 8301.9; *It is hereby ordered, That:*

1. *Owning agencies shall declare surplus personal property located within the continental United States, its territories and possessions, to the appropriate disposal agency, designated under this part, on Form SPB-1, Declaration of Surplus Personal Property to Disposal Agency, as attached hereto, in accordance with the instructions accompanying such form. Where the owning agency also acts as the disposal agency, the same procedure shall be followed. Owning agencies shall transmit to the Surplus Property Board, one copy of each SPB-1, in which property having a total cost of \$50,000 or more is listed simultaneously with the transmittal of copies of Form SPB-1 to the disposal agency. Corrections or withdrawals of prior declarations of surplus personal property shall be submitted to the appropriate disposal agency on Form SPB-1.1, Adjustment of Prior Declaration of Surplus Personal Property, as attached hereto, in accordance with the instructions accompanying such form. Owning agencies shall transmit to the Surplus Property Board, one copy of each correction or withdrawal of a declaration on Form SPB-1.1 which involves a total cost (appearing in Block 10) amounting to \$50,000 or more, simultaneously with the transmittal of copies to the disposal agency. Disposal agencies are authorized to correct or adjust a declaration on Form SPB-1 after verification of the declaration and inspection of the property. When the disposal agency makes such correction or adjustment without the submission by the owning agency of a Form SPB-1.1 covering such correction or adjustment, the submission of such Form SPB-1.1 by the owning agency shall not be required.*

2. Each owning agency shall declare such personal property surplus to the Surplus Property Board on Revised Form SPB-2, *Declarations of Surplus Personal Property to Surplus Property Board*, as attached hereto, in accordance with the instructions accompanying such form.

3. Owning agencies shall declare surplus real property located within the continental United States, its territories and possessions, to the Surplus Property Board on Form SPB-5, *Declaration of Surplus Real Property to the Surplus Property Board*, as attached hereto, in accordance with the instructions accompanying such form.

4. Forms SPB-1, SPB-1.1, SPB-1.2, SPB-1.3, SPB-2 and SPB-5 may be reproduced by the owning agencies, provided that the formats are identical with those on file with the Division of the Federal Register, sample copies of which may be obtained from the Board. Forms

¹ Filed as part of the original document.
No. 194—5

SPB-1 and SPB-1.1 should allow for a 1" margin on the left. Form SPB-1.1 should be reproduced on yellow paper so as to distinguish it readily from Form SPB-1.

5. [Deleted Sept. 25, 1945.]

6. Form SPB-1.2, *Declaration of Surplus Property to Disposal Agency*, as attached hereto, may be used by the War Department as a substitute for Form SPB-1 in declaring to the Reconstruction Finance Corporation surplus property located within the continental United States, its territories and possessions, resulting from contractor inventory. Form SPB-1.3, *Listing Sheet*, as attached hereto, may be used as the detailed listing sheet in support of Form SPB-1.2, as a substitute for Form SPB-1, "Continuation Sheet". Forms SPB-1.2 and SPB-1.3 will be prepared in accordance with the instructions attached thereto.

7. The Reconstruction Finance Corporation is authorized to correct or adjust a declaration previously made on SPB-1.2 and SPB-1.3 by the War Department to conform to the property thereafter delivered to or upon the order of the Reconstruction Finance Corporation. When the Reconstruction Finance Corporation makes such correction or adjustment without the submission by the owning agency of a Form SPB-1.1 covering such correction or adjustment, the submission of such Form SPB-1.1 may be omitted.

Note: All reporting requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This revised order shall become effective October 15, 1945.

SURPLUS PROPERTY BOARD,
By W. STUART SYMINGTON,
Chairman.

SEPTEMBER 25, 1945.

[F. R. Doc. 45-18328; Filed, Oct. 2, 1945;
12:17 p. m.]

[SPB Rev. Reg. 8]

PART 8308—FOREIGN DISPOSAL

Surplus Property Board Revised Regulation 8, July 25, 1945, entitled "Foreign Disposal" (10 F.R. 9540, 10031, 11198) is hereby further revised and amended as herein set forth. New matter and sections in which changes have been made are indicated by underscoring. Order 1 and Order 3 under this part, August 7, 1945 (10 F.R. 9929), is hereby revoked and rescinded as of the effective date of this revision, but Order 2 under this part, June 7, 1945 (10 F.R. 7119), shall remain in effect as revised and amended September 25, 1945.

- Sec.
8308.1 Definitions.
8308.2 Scope.
8308.3 Designation of disposal agencies.
8308.4 Delegation of authority.
8308.5 Active theaters of military operations.
8308.6 Declarations of surplus property.

- Sec.
8308.7 Exemptions from Surplus Property Act.
8308.8 Utilization of surplus property by Federal agencies.
8308.9 Donations.
8308.10 Destruction or abandonment.
8308.11 Disposal of certain plants, facilities and equipment under section 19 (c) of the act.
8308.12 Aircraft and property peculiar thereto.
8308.13 Plants, pipe lines or other installations costing \$1,000,000 or more.
8308.14 Food and agricultural commodities.
8308.15 Importations into the United States.
8308.16 Disposal policies.
8308.17 Care and handling.
8308.18 Records.
8308.19 Reports.
8308.20 Regulations by disposal agencies and others to be reported to the Board.
8308.21 Contractor inventories.
8308.22 Surplus War Property Administration disposal procedure rescinded.
8308.23 Persons acting under delegated authority.
8308.24 Other parts effective in foreign areas.
8308.25 Amendment or repeal.

AUTHORITY: §§ 8308.1 to 8308.25, inclusive, issued under Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App., Sup. 1611).

§ 8308.1 Definitions—(a) Terms defined in act. Terms not defined in paragraph (b) of this section which are defined in the Surplus Property Act of 1944 shall in this part have the meaning given to them in the act.

(b) Other terms. (1) "Foreign area" means any area outside of the continental United States, its territories and possessions. For the purpose of administering the Surplus Property Act and the regulations of the Surplus Property Board, the Panama Canal Zone, the Philippine Islands and all military bases leased to the United States by foreign governments shall be considered foreign areas.

(2) "Government agency" means any executive department, independent establishment, board, bureau, commission or other agency of the Federal Government, or any corporation wholly owned (either directly or through one or more corporations) by the United States.

(3) "Nonprofit institution" means any nonprofit scientific, literary, educational, public health, public welfare, charitable, or eleemosynary institution, any hospital or similar institution, organization or association (i) which is organized under the laws of the United States or of any State, territory or possession thereof, and (ii) which is directly supported in whole or in part through use of funds derived from taxation by the United States, its territories or possessions or by a State or political subdivision thereof, or which is exempt from taxation under section 101 (6) of the Internal Revenue Code.

§ 8308.2 Scope. This part governs the disposal of surplus property, both

real and personal, located outside of the continental United States, its territories and possessions.

§ 8308.3 Designation of disposal agencies. (a) The Department of State is hereby designated under the act as the disposal agency for all surplus property located in foreign areas except surplus property covered by paragraph (b) of this section.

(b) The United States Maritime Commission is hereby designated as the disposal agency for vessels located in foreign areas which it determines to be merchant vessels or capable of conversion to merchant use.

§ 8308.4 Delegation of authority. Disposal agencies may delegate their authority for disposal of surplus property to a Government agency or to a person under the complete control of a Government agency; Provided, That copies of all instruments delegating such authority shall be filed with the Board. No delegation of such authority to any other person through agency agreements or otherwise may be made without prior approval of the Board.

§ 8308.5 Active theaters of military operations. Nothing herein limits or affects the authority of commanders in active theaters of military operations with respect to property in their control.

§ 8308.6 Declarations of surplus property—(a) Where filed. Declarations to the Department of State of surplus real and personal property located in foreign areas shall be filed as directed by the Department of State. Surplus declarations to the Maritime Commission shall be filed at the office of the United States Maritime Commission, Washington 25, D. C., or at such other office as the Maritime Commission shall designate. Forms on which such declarations are made may be prescribed by order hereunder.

(b) Limitations on power of disposal. Declarations of surplus property shall fully set forth any legal or contractual restrictions, known to the owning agency, upon the authority of the Government to dispose of the property covered by the declaration. To the extent that such information is furnished directly by owning agencies to disposal agencies, it may be omitted from the declarations of surplus. It shall be the duty of owning agencies to keep their field representatives fully informed as to all such information which is to be included in declarations of surplus. It shall similarly be the duty of the disposal agencies and of any person acting under delegated authority to keep their field representatives and any person to whom they have delegated disposal authority fully informed as to all such information received directly from the owning agencies.

(c) Red Cross property. Declarations of surplus personal property shall designate any such property known to have been processed, produced or donated by the American Red Cross.

§ 8308.7 *Exemptions from Surplus Property Act.* In accordance with section 32 (b) of the act, and pending further determinations and regulations or orders of the Board, the Board hereby exempts disposition of property located in foreign areas from the following provisions of the act:

(a) Section 11 (b) insofar as it requires owning agencies to report surplus property to the Board and the last sentence of section 11 (g) insofar as it requires disposal agencies to make information in its records available to foreign nationals or foreign governments.

(b) Section 12, "Utilization of Surplus Property by Federal Agencies."

(c) Section 13, subsections (a), (c), (d), (e) and (f), "Disposal to Local Governments and Nonprofit Institutions."

(d) Section 16, "Dispositions to Veterans."

(e) Section 17, "Dispositions in Rural Areas."

(f) Section 18, "Small Business."

(g) Section 20, "Applicability of Antitrust Laws," insofar as it requires disposal agencies to notify the Attorney General: *Provided, however,* That this exemption shall not apply with respect to plants, pipe lines, and other installations which cost the Government \$1,000,000 or more, and patents, processes, techniques or inventions, irrespective of cost.

(h) Section 22, "Stock Piling."

(i) Section 23, "Disposal of Surplus Real Property."

(j) Section 36, "Termination Inventories."

§ 8308.8 *Utilization of surplus property by Federal agencies.* It shall be the responsibility of all Government agencies having any requirements in foreign areas to consult the records of surplus property established by the disposal agencies to determine whether their requirements can be satisfied out of surplus property.

§ 8308.9 *Donations.* A disposal agency may make donations pursuant to section 13 (b) of the act whenever it finds that surplus property has no commercial value or that the cost of its care and handling and disposition would exceed the estimated proceeds: *Provided,* That the disposal agency makes and retains a record of its findings justifying the donation, together with any supporting data. Such donations may be made to foreign nonprofit educational or charitable organizations but preference shall be given to nonprofit institutions as defined in § 8308.1 (f). In making donations of surplus property which was processed, produced or donated by the American Red Cross, the provisions of section 11 (f) of the act shall be observed.

§ 8308.10 *Destruction or abandonment.* Any surplus property and any waste, salvage or scrap located in foreign areas may be destroyed or abandoned by an owning or disposal agency without any notice of the proposed destruction: (a) when the destruction or abandonment is required by military necessity,

safety, or considerations of health or security; or (b) whenever it is determined by the disposal agency that the property has no commercial value, or that the cost of its care, handling and disposition would exceed the estimated proceeds. Any agency authorizing destruction or abandonment under paragraph (a) of this section shall make and retain a record of the surplus property destroyed and the reasons therefor. A disposal agency should not authorize or consent to the abandonment or destruction of surplus property under paragraph (b) of this section without exploring the possibilities of making a donation under § 8308.9. Any agency authorizing destruction or abandonment under paragraph (b) of this section shall make and retain a record of its findings justifying such action.

§ 8308.11 *Disposal of certain plants, facilities and equipment under section 19 (c) of the act.* Surplus aircraft plants and facilities, aircraft and aircraft parts, shipyards and facilities, transportation facilities, and radio and electrical equipment, located in foreign areas, may, in accordance with section 19 (c) of the act, be disposed of without prior submission to the Congress.

§ 8308.12 *Aircraft and property peculiar thereto.* Pending further regulations or orders of the Board, surplus aircraft and property peculiar to aircraft located in foreign areas shall be disposed of only in accordance with existing procedures except that donations of such property may be made pursuant to § 8308.9.

§ 8308.13 *Plants, pipe lines or other installations costing \$1,000,000 or more.* Whenever any disposal agency shall begin negotiations for the disposition of any plants, pipe lines, or other installations, located in foreign areas, which cost the Government \$1,000,000 or more, the disposal agency shall promptly notify the Board and the Attorney General.

§ 8308.14 *Food and agricultural commodities.* Disposals of surplus agricultural commodities, surplus foods processed from agricultural commodities, and surplus cotton or woolen goods remain subject to the provisions of section 21 (a) and (b) of the act, and subject to such policies as may be formulated and issued pursuant thereto.

§ 8308.15 *Importations into the United States.* Pending further regulations or orders by the Board under section 33 (a) of the act, surplus property which has been sold in foreign areas shall not be imported into the United States in the same or substantially the same form if such property was originally produced in the United States and is readily identifiable as such, and disposal agencies shall include a condition to that effect in the terms of disposition, unless the purchase is made for one of the purposes in the following proviso and the purchaser so certifies to the disposal agency: *Provided, however,* That such property may be so imported (a) on consignment to a person or firm in the United States for the purpose of reconditioning for re-export or (b) by a member of the armed forces abroad for his

personal use, if the importer certifies to the Treasury Department that the importation is being made for one of such purposes. Nothing in this section shall prevent surplus property which is owned by a Government agency from being transported to the continental United States, its territories or possessions.

§ 8308.16 *Disposal policies—(a) Price policy.* The governing price policy shall be to obtain for the Government, as nearly as possible, the fair value of surplus property on its disposition.

(b) *Purchasers—(1) Government agencies.* Transfer of surplus property to Government agencies for their use in foreign areas shall be given priority over all other disposals. This priority shall extend to transfers to any Government agency when acquiring surplus property to be used for the contribution of the United States to the United Nations Relief and Rehabilitation Administration.

(2) *Other than Government agencies.* Disposal agencies may establish such order of priorities among persons other than Government agencies as they may deem appropriate in the respective foreign areas, but shall, to such extent and in such order of priority as they may deem feasible, afford the following persons appropriate opportunity to purchase surplus property:

(i) The following institutions, for use in foreign areas: (a) Nonprofit institutions as defined in § 8308.1 (f), and (b) nonprofit educational and charitable institutions organized under the laws of a foreign country which are directly supported in whole or in part through use of funds derived from taxation by the United States, its territories or possessions or which are certified by the appropriate diplomatic mission as being supported in whole or in part from funds derived from the United States;

(ii) American manufacturers or distributors, with regard to surplus property bearing their name or trade-mark, for use or disposal in foreign areas or for importation into the United States for the purpose of reconditioning for re-export;

(iii) Foreign governments for relief, rehabilitation and reconstruction purposes.

Although disposal agencies should make reasonable efforts to apprise such persons of any opportunity afforded them to purchase surplus property, it shall be the primary responsibility of such persons to make their requirements known to the disposal agencies.

(c) *Payment—(1) Government agencies.* Transfers to Government agencies shall be made at the fair value of the property as fixed by the disposal agency and payment shall be made by transfer of United States dollar funds or by reduction of appropriation unless transfer without reimbursement or transfer of funds is otherwise authorized by law.

(2) *Other than Government agencies.* When payment for surplus property located in foreign areas is made in currency, the determination as to whether

disposal agencies shall accept United States dollars or foreign currencies shall be made by the United States Treasury Department in consultation with the Department of State. Where foreign currencies are accepted, the Treasury Department, in consultation with the State Department, shall determine the conditions with respect to the over-all acceptable amount of any such currency, the applicable rate of exchange, any provisions for conversion and any guarantee against loss through fluctuations of exchange. Any advice or approval heretofore given by the Treasury Department with regard to the acceptance of United States dollars or of foreign currencies shall continue in effect until changed by the Treasury Department.

(d) Customs duties and taxes. When making any agreements with foreign governments relating to the disposal of surplus property, disposal agencies shall, where necessary, seek appropriate arrangements with foreign governments to assure that no customs duties, taxes or other similar charges are levied upon sales of surplus property which are discriminatory or prevent the sale of surpluses at fair prices to the United States Government; and that no duties, taxes or similar charges will be levied upon surplus property prior to its sale by the disposal agencies or upon sales for export from country of sale. Where surplus property is to be disposed of without any agreement between the disposal agency and a foreign government, the disposal agency shall request the State Department or its foreign diplomatic or consular missions to negotiate, where necessary, such arrangements with the foreign government.

(e) Limitations on exchanges. No disposal agency shall dispose of surplus property in exchange for claims or the cancellation of claims. No disposal agency shall dispose of surplus property in exchange for any property that is to be acquired for transfer to, or use by, a Government agency unless the Government agency has appropriations to acquire the property or is otherwise authorized to make the acquisition.

§ 8308.17 Care and handling. Owning agencies shall continue to be responsible for care and handling of surplus property located in foreign areas and for such other surplus property as may come into their possession. The War and Navy Departments shall assume responsibility for care and handling of property declared surplus by owning agencies whose activities in foreign areas are discontinued.

§ 8308.18 Records. Disposal agencies shall prepare and maintain such records as will show full compliance with this part and with the applicable provisions of the act as to each disposal transaction.

§ 8308.19 Reports. Reports shall be made to the Board of property declared surplus, held, and disposed of hereunder

in foreign areas at such times and in such form as may be prescribed by the Board.

§ 8308.20 Regulations by disposal agencies and others to be reported to the Board. Each disposal agency and each person or Government agency acting under delegated authority for the disposition of surplus property shall file with the Board copies of all regulations, orders, and instructions of general applicability which they may issue in furtherance of the provisions, or any of them, of this part.

§ 8308.21 Contractor inventories. Owning agencies are empowered to authorize any contractor with such agency or any subcontractor thereunder to retain or to dispose of contractor inventories located in foreign areas at the fair value thereof. In making any such authorization, owning agencies shall consult with the Department of State and shall obtain the approval of the Treasury Department as to the currencies to be accepted and the conditions of payment unless payment is made as a credit to the price or cost of work under the contract.

§ 8308.22 Surplus War Property Administration disposal procedure rescinded. All regulations, orders, instructions and arrangements made by and with the Surplus War Property Administration relating to disposal of surplus property in foreign areas are hereby superseded and rescinded.

§ 8308.23 Persons acting under delegated authority. Except as to § 8308.3, any reference in this part to a disposal agency shall also be applicable to any person acting under authority delegated by a disposal agency or under any re-delegation of such authority.

§ 8308.24 Other parts effective in foreign areas. Part 8304 by its terms is effective in foreign areas.

§ 8308.25 Amendment or repeal. This part and any order issued under it shall be subject to amendment or repeal by the Board by any regulation or order of the Board duly published in the FEDERAL REGISTER.

This revision of this part shall become effective September 26, 1945.

NOTE 1. All reporting requirements of this part as revised have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

NOTE 2. This part as revised has been approved in writing by the Secretary of Agriculture as successor to the War Food Administrator, as required by the Surplus Property Act of 1944.

SURPLUS PROPERTY BOARD,
By W. STUART SYMINGTON,
Chairman.

SEPTEMBER 25, 1945.

[F. R. Doc. 45-18329; Filed, Oct. 2, 1945;
12:17 p. m.]

[SPB Rev. Reg. 8, Rev. Order 2]

PART 8308—FOREIGN DISPOSAL

FORMS FOR DECLARATION OF SURPLUS¹

Surplus Property Board Regulation 8, Order 2, June 7, 1945, as amended September 18, 1945, entitled "Forms for Declaration of Surplus", (10 F.R. 7119, 12047) is hereby revised and amended to read as herein set forth. New matter is indicated by underscoring.

Pursuant to the authority of the Surplus Property Act of 1944 and in accordance with § 8308.6, *It is hereby ordered, That:*

1. Owning agencies shall declare surplus personal and real property located outside of the continental United States, its territories and possessions to the appropriate disposal agencies designated in § 8308.3 on Form SPB-3, Declaration of Surplus Property To Disposal Agency (Outside Continental United States, Its Territories and Possessions), as attached hereto, in accordance with the instructions accompanying such form. Corrections or withdrawals of prior declarations shall be submitted to the appropriate disposal agency on Form SPB-3.1, Correction of Declaration of Surplus Property (Outside Continental United States, Its Territories and Possessions), as attached hereto, in accordance with the instructions accompanying such form. Owning agencies may substitute for Form SPB-3 any internal report, *Provided, That a Form SPB-3 be used as a cover sheet, And provided further, That all information required by Form SPB-3 except the Standard Commodity Code be shown either on the Form SPB-3 or on the supporting document.*

2. [Deleted Sept. 25, 1945.]

3. Forms SPB-3 and SPB-3.1 may be reproduced by the owning agencies on sheets 8" x 10½"; *Provided, That the formats are identical with those on file with the Division of the Federal Register, sample copies of which may be obtained from the Board. Forms SPB-3 and SPB-3.1 should allow for a 1" margin on the left. Form SPB-3.1 should be reproduced on yellow paper so as to distinguish it readily from Form SPB-3.*

4. Owning agencies may use the following condition code in place of that specified in the instructions to Form SPB-3:

- 2. Good
- 3. Fair
- 4. Poor

5. Owning agencies may consolidate into a single line entry without condition coding any number of items, *Provided, That the total cost of any single item included in the line entry does not exceed \$1,000. The term "item" as used herein means one or any number of identical articles.*

¹ Forms filed as part of the original document.

This revised order shall become effective September 26, 1945.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Forms printed in the FEDERAL REGISTER are for information only, and do not follow the exact format prescribed by the issuing agency.

SURPLUS PROPERTY BOARD,
By W. STUART SYMINGTON,
Chairman.

SEPTEMBER 25, 1945.

[F. R. Doc. 45-18330; Filed, Oct. 2, 1945;
12:17 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 77-A]

PART 95—CAR SERVICE

SHIPMENTS OF FRUITS AND VEGETABLES TO POTOMAC YARDS, VA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of September, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 77 (9 F.R. 6372), and good cause appearing therefor: *It is ordered*, That:

(a) Service Order No. 77 (9 F.R. 6372), suspending tariffs authorizing shipments of fresh or green fruits and vegetables to be consigned to Potomac Yards, Virginia, for diversion, reconsignment or holding for orders, be, and it is hereby, vacated and set aside.

(b) *Announcement required.* Each of the railroads affected by this order shall within fifteen (15) days from the effective date of this order, publish, file, and post a supplement to each of its tariffs affected announcing the vacation by this order on the effective date hereof, of Service Order No. 77 and stating that the provisions in said tariffs which were suspended by such order will be restored on the effective date of this order. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective at 12:01 a. m., September 30, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 45-18236; Filed, Oct. 1, 1945;
12:00 m.]

[S. O. 80, Amdt. 37]

PART 95—CAR SERVICE

APPOINTMENT OF PERMIT AGENT WITH RESPECT TO GRAIN

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of September, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 80 (8 F.R. 8514), as amended (codified as § 95.19 of Title 49 CFR):

It is ordered, That A. W. Graf, licensed grain inspector of Circleville, Ohio, is hereby designated and appointed as Agent of the Commission to issue permits for the movement of grain under the terms of this order at the Circleville, Ohio, market in lieu of J. C. Mullins. The appointment of J. C. Mullins is hereby vacated. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

And it is further ordered, That this amendment shall become effective at 12:01 a. m., October 1, 1945; that copies of this amendment be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this amendment be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 45-18237; Filed, Oct. 1, 1945;
12:00 m.]

[S. O. 100-D]

PART 95—CAR SERVICE

RESTRICTION ON HOLDING GRAIN OR SEEDS FOR ORDERS AT MINNESOTA PORTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of September, A. D. 1945.

Upon further consideration of Service Order No. 160 (8 F.R. 14223-24) of October 13, 1943, and good cause appearing therefor; it is ordered, that:

(a) *Service Order No. 160 suspended.* Section 95.34 prohibiting the holding for orders of carloads of grain or seeds at Glenwood, St. Cloud, Staples, Thief River Falls, or Willmar, Minnesota, Service Order No. 160 (8 F.R. 14223-24) of October 13, 1943, be, and it is hereby, suspended until 12:01 a. m., October 16, 1945.

(b) *Announcement of suspension.* Each of the railroads affected by this order, or its agent, shall publish, file, and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing the suspension of Service Order No. 160 and the reestablishment during the ef-

fectiveness of this order of the tariff provisions affected hereby. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, That this order shall become effective at 12:01 a. m., October 1, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 45-18239; Filed, Oct. 1, 1945;
12:01 p. m.]

[S. O. 242-C]

PART 95—CAR SERVICE

DEMURRAGE CHARGES ON CLOSED BOX CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of September, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 242-B (10 F.R. 2929), as amended (10 F.R. 6343), and good cause appearing therefor: *It is ordered*, That:

(a) Service Order No. 242-B (10 F.R. 2929), as amended (10 F.R. 6343), *Demurrage charges on closed box cars*, be, and it is hereby, vacated and set aside.

(b) *Announcement required.* Each of the railroads affected by this order shall within fifteen (15) days from the effective date of this order, publish, file, and post a supplement to each of its tariffs affected announcing the vacation by this order on the effective date hereof of Service Order No. 242-B and stating that the provisions in said tariffs which were suspended by such order will be restored on the effective date of this order. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective at 12:01 a. m., September 30, 1945; that a copy of this order and direction shall be served upon the State railroad regulatory bodies of all States; and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 45-18240; Filed, Oct. 1, 1945;
12:01 p. m.]

[S. O. 246-C]

PART 95—CAR SERVICE

DEMURRAGE ON STATE BELT RAILROAD OF CALIFORNIA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of September, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 246-B (10 F.R. 3469), and good cause appearing therefor: *It is ordered*, That:

(a) Service Order No. 246-B *Demurrage on State Belt Railroad of California*, be, and it is hereby, vacated and set aside.

(b) *Announcement required*. Each of the railroads affected by this order shall within fifteen (15) days from the effective date of this order, publish, file, and post a supplement to each of its tariffs affected announcing the vacation by this order on the effective date hereof, of Service Order No. 246-B and stating that the provisions in said tariffs which were suspended by such order will be restored on the effective date of this order. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective at 12:01 a. m., September 30, 1945; that a copy of this order and direction shall be served upon the State Belt Railroad of California; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 45-18241; Filed, Oct. 1, 1945; 12:01 p. m.]

[S. O. 88-A]

PART 96—JOINT USE OF TERMINALS

TERMINALS AT MEMPHIS, TENN.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of September, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 88 (7 F.R. 8288), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 88, 49 CFR § 96.1, joint use of terminals at Memphis, Tennessee, be, and it is hereby, vacated and set aside. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective at 12:01 a. m., September 29, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Sec-

retary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 45-18238; Filed, Oct. 1, 1945; 12:01 p. m.]

[S. O. 327-A]

PART 95—CAR SERVICE

SHIPMENTS TO MEXICO ON STRAIGHT BILLS OF LADING

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of September, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 327 (10 F.R. 8383), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 327, *Shipments to Mexico on straight bills of lading*, be, and it is hereby, vacated and set aside. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective at 12:01 a. m., October 1, 1945; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 45-18244; Filed, Oct. 1, 1945; 2:29 p. m.]

Chapter II—Office of Defense Transportation

PART 502—DIRECTION OF TRAFFIC MOVEMENT

SHIPMENTS OF COMMERCIAL FREIGHT

CROSS REFERENCE: For an exception to the permit requirements of General Order ODT 16B, see Part 522, *infra*.

[Gen. Permit ODT 16B-3]

PART 522—DIRECTION OF TRAFFIC MOVEMENT EXCEPTIONS, EXEMPTIONS, AND PERMITS

SHIPMENTS OF COMMERCIAL FREIGHT

Pursuant to the provisions of § 502.208 of General Order ODT 16B, it is hereby authorized, that:

§ 522.659 *Shipments of commercial freight*. Any person may offer for transportation, and any rail carrier may accept for transportation, and transport, to or within any port area named in Appendix A of Administrative Order ODT 17A, as amended (9 F.R. 11281,

12292, 13808; 10 F.R. 4721, 10128, 11815), or as such order may be further amended, revised, or reissued, without observing the permit requirements of General Order ODT 16B, any carload shipment of commercial freight intended for transshipment by water from any such port area: *Provided*, That such shipment is covered by a bona fide firm booking with the ocean carrier, or that the shipment is consigned to a public warehouse for storage or in the care of a port terminal carrier for carrier storage and prior arrangements made for such storage, and the bill of lading and other shipping documents covering the rail transportation of such shipment contain the following certification made by the shipper: "General Permit ODT 16B-3 applies".

This General Permit ODT 16B-3 shall become effective October 1, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; Gen. Order ODT 16B, 9 F.R. 11279)

Issued at Washington, D. C., this 1st day of October 1945.

J. M. JOHNSON,
Director,

Office of Defense Transportation.

[F. R. Doc. 45-18248; Filed, Oct. 1, 1945; 4:24 p. m.]

[Special Direction ODT 18A-1, Amdt. 3]

PART 520—CONSERVATION OF RAIL EQUIPMENT—EXCEPTIONS, PERMITS, AND SPECIAL DIRECTIONS

CARLOAD FREIGHT TRAFFIC

Pursuant to the provisions of § 500.73 of General Order ODT 18A, as amended, Special Direction ODT 18A-1, as amended (8 F.R. 14481; 9 F.R. 117, 7585), is hereby further amended by changing items numbered 346 and 535 to read as shown below:

346. *Animal or poultry feed and meal*. In packages, straight carloads, or in mixed carloads, with articles included in item 535 hereof, shall be loaded to a weight not less than 50,000 pounds.

535. *Cereal feed preparations; grain by-products; grain products; malt; and rice*, in packages containing less than 100 pounds each. In packages, straight or mixed carloads; or in mixed carloads with seeds, in packages, and/or vegetable oil cake; shall be loaded to a weight not less than 60,000 pounds.

This Amendment 3 to Special Direction ODT 18A-1 shall become effective October 1, 1945.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; Gen. Order ODT 18A, as amended, 8 F.R. 14477, 9 F.R. 116, 7528)

Issued at Washington, D. C., this 1st day of October 1945.

E. E. McCARTY,
Director,Railway Transport Department,
Office of Defense Transportation.

[F. R. Doc. 45-18326; Filed, Oct. 2, 1945; 11:54 a. m.]

Notices

DEPARTMENT OF LABOR.

Office of the Secretary.

[WLD 102]

CERTIFIED MOTOR TRANSPORT AND MERCURY MOTOR FREIGHT LINES

FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Certified Motor Transport and Mercury Motor Freight Lines, St. Paul, Minnesota; Case No. S-2719.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Certified Motor Transport and Mercury Motor Freight Lines, St. Paul, Minnesota,

I find that the motor transportation of meat, foodstuffs and other commodities by Certified Motor Transport and Mercury Motor Freight Lines, St. Paul, Minnesota, pursuant to contracts with meat-packing concerns and industrial concerns, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 1st day of October 1945.

L. B. SCHWELLENBACH,
Secretary.

[F. R. Doc. 45-18294; Filed, Oct. 2, 1945; 11:10 a. m.]

[WLD 104]

UNION TRANSFER CO.

FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Union Transfer Co., Hazard, Kentucky; Case No. S-2678.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Union Transfer Co., Hazard, Kentucky,

I find that the motor transportation by Union Transfer Co., Hazard, Kentucky, of general freight pursuant to contract with the Louisville & Nashville Railroad Co., and of explosives pursuant to contracts with manufacturers thereof, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 1st day of October 1945.

L. B. SCHWELLENBACH,
Secretary.

[F. R. Doc. 45-18295; Filed, Oct. 2, 1945; 11:10 a. m.]

[WLD 103]

COLEMAN BROS. CARTAGE CO.

FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Coleman Bros. Cartage Co., Dallas, Texas; Case No. S-2688.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Coleman Bros. Cartage Co., Dallas, Texas.

I find that the motor transportation of flour by Coleman Bros. Cartage Co., Dallas, Texas, pursuant to contracts with baking companies, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 1st day of October 1945.

L. B. SCHWELLENBACH,
Secretary.

[F. R. Doc. 45-18296; Filed, Oct. 2, 1945; 11:10 a. m.]

[WLD 107]

LOVE FIELD CARTAGE CO.

FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Love Field Cartage Co., Dallas, Texas; Case No. S-2700.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Love Field Cartage Co., Dallas, Texas,

I find that the local pick-up and delivery activities of Love Field Cartage Co., Dallas, Texas, pursuant to contracts, oral or written, for the transportation of goods, articles and commodities for freight forwarding concerns and concerns engaged in the manufacture and wholesale distribution of chemicals, are contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 1st day of October 1945.

L. B. SCHWELLENBACH,
Secretary.

[F. R. Doc. 45-18297; Filed, Oct. 2, 1945; 11:10 a. m.]

[WLD 109]

H. H. PRESTON TRUCKING CO.

FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of H. H. Preston Trucking Co., Washington, D. C.; Case No. S-2744.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, pub-

lished in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving H. H. Preston Trucking Co., Washington, D. C.,

I find that the motor transportation of meat and other foodstuffs by H. H. Preston Trucking Co., Washington, D. C., pursuant to contracts with meat packing concerns, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C. this 1st day of October 1945.

L. B. SCHWELLENBACH,
Secretary.

[F. R. Doc. 45-16238; Filed, Oct. 2, 1945; 11:10 a. m.]

[WLD 110]

CALLOWAY CARTAGE CO.

FINDINGS AS TO CONTRACTS IN PROSECUTION OF WAR

In the matter of Calloway Cartage Co., Dallas, Texas; Case No. S-2693.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Calloway Cartage Co., Dallas, Texas

I find that the motor transportation of goods, articles and commodities by Calloway Cartage Co., pursuant to contracts with agencies of the Federal Government is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C. this 1st day of October 1945.

L. B. SCHWELLENBACH,
Secretary.

[F. R. Doc. 45-16239; Filed, Oct. 2, 1945; 11:10 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. SA-107]

INVESTIGATION OF ACCIDENT OCCURRING NEAR CHICAGO, ILL.

NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of United States registry NC 19939 and NC 51445, which occurred near Chicago, Illinois, on September 26, 1945.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding, hearing is hereby assigned to be held on Friday, October 5, 1945, at 9:30 a. m. (e. w. t.) in Room 582, U. S. Court House, 219 South Clark Street, Chicago, Illinois.

Dated at Washington, D. C., October 2, 1945.

Wm. K. ANDREWS,
Presiding Officer

[F. R. Doc. 45-18325; Filed, Oct. 2, 1945; 11:52 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5383]

LAKELAND HIGHLANDS CANNING CO., INC.

NOTICE OF HEARING

In the matter of Carroll E. Lindsey, as President, and Gordon T. Rou, as Secretary and Treasurer of Lakeland Highlands Canning Company, Inc., and Lakeland Highlands Canning Company, Inc., a corporation.

Complaint. The Federal Trade Commission having reason to believe that the parties respondent named in the caption hereof, and hereinafter more particularly designated and described, since June 19, 1936, have violated and are violating the provisions of subsection (c) of section 2 of the Clayton Act (U.S.C. Title 15, Sec. 13) as amended by the Robinson-Patman Act, approved June 19, 1936, hereby issues its complaint, stating its charges with respect thereto as follows:

PARAGRAPH ONE: Respondent Carroll E. Lindsey is an individual residing in Highland City, Florida. He is now President of Lakeland Highlands Canning Company, and has been an officer of that Company since some time after June 19, 1936. After becoming an officer, and at the present time and for some time past as President, respondent Lindsey has exercised and still exercises a substantial degree of authority and control over the business conducted by said Company, including the direction of its distribution and sales policies.

PAR. TWO: Respondent Gordon T. Rou is an individual residing in Highland City, Florida. He is now Secretary and Treasurer of Lakeland Highlands Canning Company, and has been an officer of that Company since sometime after June 19, 1936. After becoming an officer, and at the present time, and for some time past as Secretary and Treasurer, respondent Rou has exercised and still exercises a substantial degree of authority and control over the business conducted by said Company, including the direction of its distribution and sales policies.

PAR. THREE: Respondent Lakeland Highlands Canning Company, Inc., is a corporation organized and existing under the laws of the State of Florida with its principal office and place of business located at Highland City, Florida.

PAR. FOUR: Respondents Carroll E. Lindsey, as President, and Gordon T. Rou, as Secretary and Treasurer of said corporation, and Lakeland Highlands Canning Company, Inc., are now engaged, and for many years prior hereto have engaged, in the business of buying, selling, canning and distributing orange juice and grapefruit juice and other fruit juices and fruit products for their own account. The respondents' said business is conducted under the name of, and for the account of, Lakeland Highlands Canning Company, Inc.

PAR. FIVE: The respondents sell and distribute their fruit juices and fruit products by two separate and distinct methods. The first and principal method is by utilizing intermediaries or brokers who act as respondents' agents in negotiating the sale of their fruit juices and

fruit products at respondents' prices and on respondents' terms and for which services to respondents such intermediaries or brokers are paid commissions or brokerage fees. This method of distributing respondents' commodities is not challenged by this complaint.

The second method, which is challenged by this complaint, is by the sale by respondents of their fruit juices and fruit products direct to buyers, who are paid by respondents, directly or indirectly, commissions or brokerage fees on such purchases. All such buyers referred to herein are "direct buyers". In transactions between respondents and such buyers respondents do not use intermediaries or brokers.

Such direct buyers transmit their own purchase orders for such commodities directly to the respondents. The respondents thereafter invoice and ship such commodities to such buyers from whom respondents collect the purchase price of the merchandise.

Some such buyers, upon receipt of such fruit juices and fruit products from respondents, warehouse such commodities in their own warehouses or in public warehouses, and insure the commodities at their own expense and in their own names, and for their own account against contingent loss or damage.

Representative of respondents' direct buyers are: W. F. Pendleton Company, Inc., Valdosta, Georgia; Charles R. Allen, Charleston, South Carolina; Austelle-Flintom Company, Orangeburg, South Carolina; Britt-Pfaff Company, Raleigh, North Carolina; The Halfhill Company, Los Angeles, California; National Canned Food Distributors, Los Angeles, California; and Thomas E. Perry, Jr., Pittsburgh, Pennsylvania.

PAR. SIX: The respondents, since June 19, 1936, in the course and conduct of their said business, have sold and distributed a substantial portion of their commodities through intermediaries or brokers to buyers and also directly to buyers located in states other than the state in which respondents are located and as a result of said sales and the respondents' instructions, such commodities have been shipped, and are now shipped and transported across state lines to such buyers so located.

PAR. SEVEN: The respondents, since June 19, 1936, in connection with the interstate sale of their commodities have been and are now, paying or granting, or have paid or granted, directly or indirectly, commissions, brokerage or other compensation or allowances or discounts in lieu thereof, to buyers on their own purchases of respondents' commodities. Such buyers have purchased respondents' commodities in their own name and for their own respective accounts for resale.

PAR. EIGHT: The acts and practices of the respondents Carroll E. Lindsey, as President and Gordon T. Rou, as Secretary and Treasurer of Lakeland Highlands Canning Company, Inc., and Lakeland Highlands Canning Company, Inc., a corporation, in promoting the sale of their commodities by paying to buyers, directly or indirectly, commissions, brokerage or other compensation and allow-

ances or discounts in lieu thereof as set forth above, are in violation of subsection (c) of section 2 of the Clayton Act as amended.

Wherefore, the premises considered, the Federal Trade Commission, on this 25th day of September, A. D., 1945, issues its complaint against said respondents.

Notice. Notice is hereby given you Carroll E. Lindsey, as President, and Gordon T. Rou, as Secretary and Treasurer of Lakeland Highlands Canning Company, Inc., and Lakeland Highlands Canning Company, Inc., a corporation, respondents herein, that the 2d day of November A. D. 1945, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission in the City of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this complaint, at which time and place you will have the right, under said Act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the complaint.

You are notified and required, on or before the twentieth day after service upon you of this complaint, to file with the Commission an answer to the complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provide as follows:

In case of desire to contest the proceeding the respondent shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.

Failure of the respondent to file answer within the time above provided and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.

If respondent desires to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact charged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.

Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, the Federal Trade Commission has caused this, its complaint, to be signed by its Secretary, and its official seal to be hereto affixed, at

Washington, D. C., this 25th day of September, A. D., 1945.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-18293; Filed, Oct. 2, 1945;
11:05 a. m.]

INTERSTATE COMMERCE COMMISSION.

PERMIT AGENT

APPOINTMENT WITH RESPECT TO GRAIN

Pursuant to the authority vested in me by paragraph (d) of Service Order No. 249:

32. C. C. Wood—Tallulah, Louisiana

is hereby appointed effective September 28, 1945, to issue permits pursuant to paragraph (c) of said order, in lieu of V. H. Davis, deceased.

A copy of this notice has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this appointment shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 28th day of September, 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-18242; Filed, Oct. 1, 1945;
12:01 p. m.]

[S. O. 352-A]

RESTRICTION ON WEIGHING SAND AND GRAVEL

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of September, A. D. 1945.

Upon further consideration of the provisions of Service Order No. 352 (10 F. R. 10989), and good cause appearing therefor; *It is ordered*, That:

(a) Service Order No. 352 (10 F. R. 10989), *Weighing sand and gravel restricted*, be, and it is hereby, vacated and set aside.

(b) *Announcement required*. Each of the railroads affected by this order shall, not later than fifteen (15) days from the effective date of this order, publish, file, and post a supplement to each of its tariffs affected announcing the vacation by this order on the effective date hereof, of Service Order No. 352 and stating that the provisions in said tariffs which were suspended by such order will be restored on the effective date of this order. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective at 12:01 a. m., September 29, 1945; that a copy of this order

No. 194—6

and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 45-18245; Filed, Oct. 1, 1945;
2:29 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5192, Amdt.]

MARIA HEIST, ET AL.

In re: interests in real property, property insurance policies, claims and a bank account owned by Maria Heist, and others.

Vesting Order Number 5192, dated August 25, 1945, is hereby amended as follows and not otherwise:

By deleting the words "Twenty-nine forty-fifths (2/5)" appearing in subparagraph 3-e of said Vesting Order Number 5192, and substituting therefor the words "Twenty-nine forty-seconds (2/2)".

All other provisions of said Vesting Order Number 5192, and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under the authority thereof, are hereby ratified and confirmed.

Executed at Washington, D. C., on September 28, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18276; Filed, Oct. 2, 1945;
10:30 a. m.]

[Vesting Order 5215]

CHRISTIAN JOSEPH GREUBEL

In re: estate of Christian Joseph Greubel, deceased; File No. D-28-2573; E. T. sec. 4479.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Rosa Beuslein, Florian Greubel, Anna Rekus, Karl Greubel, and Anna M. Frohling Rupp, and each of them, in and to the estate of Christian Joseph Greubel, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Rosa Beuslein, Germany.
Florian Greubel, Germany.
Anna Rekus, Germany.
Karl Greubel, Germany.
Anna M. Frohling Rupp, Germany.

That such property is in the process of administration by the County Treasurer, Suffolk County, as depositary, acting under the judicial supervision of the Surrogate's Court of Suffolk County, New York.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 13, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18277; Filed, Oct. 2, 1945;
10:35 a. m.]

[Supplemental Vesting Order 5238]

ELEANOR E. SPEIDEL

In re: United States Savings Bonds owned by Eleanor E. Spidel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 4610, dated February 15, 1945, that Eleanor E. Spidel is a national of a designated enemy country (Germany);

2. Finding that Eleanor E. Spidel is the owner of the property described in subparagraph 3 hereof;

3. Finding that the property described as follows: Five United States Savings Bonds, Series G, presently in the possession of the Union Trust Company, Providence, Rhode Island, and registered in the name of "Union Trust Company Guardian of Estate of Eleanor

E. Speidel, an incompetent," dated August 1, 1943, identified by the following numbers and of maturity values appearing opposite said numbers:

Serial Nos.:	Maturity values
M1786141 -----	\$1,000
M1786142 -----	1,000
M1786143 -----	1,000
M1786144 -----	1,000
D809040 -----	500
Total -----	4,500

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a national of a designated enemy country (Germany);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 24, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18278; Filed, Oct. 2, 1945;
10:35 a. m.]

[Supplemental Vesting Order 5239]
TATSUMI ENGINEERING CO., LTD.

In re: Bank account owned by Tatsumi Engineering Company, Ltd.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 1762, dated July 8, 1943, that Tatsumi Engineering Company, Ltd., is a national of a designated enemy country (Japan);

2. Finding that Tatsumi Engineering Company, Ltd., is the owner of the property described in subparagraph 3 hereof;

3. Finding that the property described as follows: That certain bank account with the First National Bank of Boston, Boston, Massachusetts, which is due and owing to, and held for and in the name of, Tatsumi Engineering Company, Limited, including but not limited to any and all security rights in and to any and all collateral for all or part of such account, and the right to enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a national of a designated enemy country (Japan);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 24, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18279; Filed, Oct. 2, 1945;
10:35 a. m.]

[Vesting Order 5242]

EVA DITTRICH

In re: Estate of Eva Dittrich, deceased; File D-57-375; E. T. sec. 11819.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Joseph Jung in and to the estate of Eva Dittrich, deceased, is property payable or deliverable to, or claimed by, a national of a designated enemy country, Rumania, namely,

National and Last Known Address

Joseph Jung, Rumania.

That such property is in the process of administration by William H. Bausch, 515 Elmwood Avenue, Wilmette, Illinois, as Executor of the Estate of Eva Dittrich, deceased, acting under the judicial supervision of the Probate Court of Cook County, Chicago, Illinois;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Rumania);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 24, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18280; Filed, Oct. 2, 1945;
10:35 a. m.]

[Vesting Order 5243]

JOHN DUDAS

In re: estate of John Dudas, deceased; File D-34-685; E. T. sec. 8405.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest, and claim of any kind or character whatsoever of Mary Dudas, also known as Mary Dudas Vagonjohn, in and to the estate of John Dudas, Deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Hungary, namely,

National and Last Known Address

Mary Dudas, also known as Mary Dudas Vagonjohn, Hungary.

That such property is in the process of administration by R. J. Inman, 304-8 Peoples Savings Bank Building, Port Huron, Michigan, as Administrator of the Estate of George C. Watson, deceased, Administrator of the Estate of John Dudas, deceased, acting under the judicial supervision of the Probate Court for the County of St. Clair, Michigan;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 24, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18281; Filed, Oct. 2, 1945; 10:35 a. m.]

[Vesting Order 5244]

PAULINE HALTER

In re: estate of Pauline Halter, deceased; File D-28-6938; E. T. sec. 13374.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Bertha Baranowska in and to the estate of Pauline Halter, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Bertha Baranowska, Germany.

That such property is in the process of administration by Adolph Huebner, 31159 Detroit Road, Westlake, Ohio, as Administrator of the estate of Pauline Halter, deceased, acting under the judicial supervision of the Probate Court of Cuyahoga County, Ohio:

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany):

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 24, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18282; Filed, Oct. 2, 1945; 10:36 a. m.]

[Vesting Order 5245]

SAMUEL MAYER

In re: estate of Samuel Mayer, deceased; File D-28-4091; E. T. sec. 8757.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Klara Lowenberg and Emily (Emilie) Stern, and each of them, in and to the estate of Samuel Mayer, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Klara Lowenberg, Germany.
Emily (Emilie) Stern, Germany.

That such property is in the process of administration by Julius Sanders, as Executor of the Estate of Samuel Mayer, acting under the judicial supervision of the Superior Court of Bibb County, Georgia;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany):

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on September 24, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18283; Filed, Oct. 2, 1945; 10:36 a. m.]

[Vesting Order 5246]

GEORGE MOORMEIER

In re: estate of George Moormeier, also spelled George Morrmeier, deceased; File D-28-9193; E. T. sec. 11915.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Gus Morrmeier, a/k/a Gustav Mohrmeyer and Henry Morrmeier, a/k/a John Frederick Henry Mohrmeyer, and each of them, in and to the estate of George Morrmeier, also spelled George Morrmeier, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Gus Morrmeier, a/k/a Gustav Mohrmeyer, Germany.

Henry Morrmeier, a/k/a John Frederick Henry Mohrmeyer, Germany.

That such property is in the process of administration by Harry Tegeler, 3335 Woodford Road, Cincinnati 13, Ohio, as Executor of the estate of George Moormeier, also spelled George Morrmeier, deceased, acting under the judicial supervision of the Probate Court of Warren County, Ohio;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 24, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18284; Filed, Oct. 2, 1945; 10:36 a. m.]

[Vesting Order 5247]

HERMAN POMREHN AND BECK NELSON

In re: Herman Pomrehn vs. Beck Nelson; File D-28-9091; E. T. sec. 11683.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Wilhelm Pomrehn, Elsa (Elsie) Verges, Ida Frenz, Minna Linser and Franz Dubberke, and each of them, in and to the proceeds of a judgment rendered in the District Court of Dakota County, Nebraska, in a suit entitled: "Herman Pomrehn vs. Beck Nelson, No. 4382"

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Wilhelm Pomrehn, Germany.
Elsa (Elsie) Verges, Germany.
Ida Frenz, Germany.
Minna Linser, Germany.
Franz Dubberke, Germany.

That such property is in the process of administration by Cecil W. Orton, Court House, Dakota City, Nebraska, as Clerk of District Court acting under the judicial supervision of the District Court of Dakota County, Nebraska;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice

of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 24, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18285; Filed, Oct. 2, 1945; 10:36 a. m.]

[Vesting Order 5248]

EDNA D. PROCTOR ET AL.

In re: Edna D. Proctor vs. Mrs. Walter Weber, et al.; file D-28-8818; E. T. sec. 10822.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Walter Weber in and to the trust estate created by the Last Will and Testament of Emma H. Proctor, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Walter Weber, Germany.

That such property is in the process of administration by D. C. Proctor, Fort Worth National Bank Building, Fort Worth, Texas, as Trustee of the trust estate created by the Last Will and Testament of Emma H. Proctor, deceased, acting under the judicial supervision of the District Court of Tarrant County, Texas, 17th Judicial District;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting

any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 24, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18286; Filed, Oct. 2, 1945;
10:36 a. m.]

[Vesting Order 5249]

LUDWIG SIMON

In re: trust under the Will of Ludwig Simon, deceased; File D-28-3947; E. T. sec. 6764.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Wilhelmine Willburth, Emma Schuster, August Feintheil, Johanna Schuster Umlauf, Rudolph Mueller, Ludwig Mueller and Wilhelmine Reinheimer, and each of them, in and to the Trust created under the Will of Ludwig Simon, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Wilhelmine Willburth, Germany.
Emma Schuster, Germany.
August Feintheil, Germany.
Johanna Schuster Umlauf, Germany.
Ludwig Mueller, Germany.
Rudolph Mueller, Germany.
Wilhelmine Reinheimer, Germany.

That such property is in the process of administration by Clarence F. Barck, 504 Price Building, Mt. Clemens, Michigan, as Trustee of the Trust created under the Will of Ludwig Simon, deceased, acting under the judicial supervision of the Probate Court of Macomb County, Michigan;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

erty Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 24, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18287; Filed, Oct. 2, 1945;
10:36 a. m.]

[Vesting Order 5250]

HENRY TEBBENHOFF

In re: estate of Henry Tebbenhoff, deceased. File D-28-9614; E. T. sec. 13291.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Bernadine (Bernhardine) Tebbenhoff in and to the estate of Henry Tebbenhoff, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Bernadine (Bernhardine) Tebbenhoff, Germany.

That such property is in the process of administration by Albert Johnson, 1112 Sandusky Avenue, Kansas City, Kansas, as Executor of the estate of Henry Tebbenhoff, deceased, acting under the judicial supervision of the Probate Court, County of Wyandotte, State of Kansas;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an ap-

propriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 24, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-18283; Filed, Oct. 2, 1945;
10:36 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 120, Order 1471]

PEARL FARLER, ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines

DAYADINGTON, WHITESBURG, KY., ADDINGTON MINE, ELKHORN SEAM, MINE INDEX NO. 7402, LEITCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: BELCHART, KY., F. O. G. 02, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	K	K	K	K	K	K	K	K	K	K	K
Rail shipments and railroad fuel.....	350	375	365	365	360	350	330	325	325	310	300
Truck shipment.....	395	375	360	350	335	310	275	270			

T. C. COLLINS, WHITESBURG, KY., T. C. COLLINS MINE, WHITESBURG SEAM, MINE INDEX NO. 7405, LEITCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: BELCHART, KY., F. O. G. 02, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	M	M	M	M	M	M	M	M	M	M	M
Rail shipments and railroad fuel.....	365	365	360	360	360	350	330	325	325	310	300
Truck shipment.....	395	375	360	350	335	310	275	270			

GAY MINING CO., MT. GAY, W. VA., DEN CREEK No. 2 MINE, UPPER CEDAR GROVE SEAM, MINE INDEX NO. 7420, MINGO COUNTY, W. VA., SUBDISTRICT 8, RAIL SHIPPING POINT: TIMBART, W. VA., F. O. G. 130, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	O	O	O	O	O	O	O	O	O	O	O
Rail shipments and railroad fuel.....	360	355	340	340	335	335	325	320	320	315	310
Truck shipment.....	395	375	360	350	335	310	275	270			

SAUNDERS COAL CO., GREENVIEW, W. VA., SAUNDERS No. 7 MINE, ALMA SEAM, MINE INDEX NO. 7418, BOONE COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT: GREENVIEW, W. VA., F. O. G. 123, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	Q	Q	Q	Q	Q	Q	Q	Q	Q	Q	Q
Rail shipments and railroad fuel.....	340	335	335	335	335	335	325	320	320	315	310
Truck shipment.....	395	375	360	350	335	310	275	270			

CINDERELLA COAL CO., CINDERELLA, W. VA., NEW CINDERELLA MINE, VANDEDE SEAM, MINE INDEX NO. 7415, FIRE COUNTY, KY., SUBDISTRICT 8, RAIL SHIPPING POINT: HAYFIELD, KY., F. O. G. 130, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 1

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	Q	Q	Q	Q	Q	Q	Q	Q	Q	Q	Q
Rail shipments and railroad fuel.....	340	335	335	335	335	335	325	320	320	315	310
Truck shipment.....	395	375	360	350	335	310	275	270			

PEARL FARLER, BULAN, KY., FARLER No. 2 MINE, HAZARD No. 4 SEAM, MINE INDEX NO. 7451, PERRY COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: FEETHEM, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	K	K	K	K	K	K	K	K	K	K	K
Rail shipments and railroad fuel.....	350	375	365	365	360	350	330	325	325	310	300
Truck shipment.....	395	375	360	350	335	310	275	270			

HACKWORTH BROTHERS COAL CO., RICEVILLE, KY., HACKWORTH MINE, ELKHORN No. 2 SEAM, MINE INDEX NO. 7402, JOHNSON COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: RICEVILLE, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 2

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	F	F	F	F	F	F	F	F	F	F	F
Rail shipments and railroad fuel.....	400	395	385	385	380	370	360	350	340	330	320
Truck shipment.....	430	410	395	385	370	355	340	325	315	300	295

LANDO COAL CORP., P. O. BOX 1038, HUNTINGTON, W. VA., LANDO MINE No. 2, CEDAR GROVE SEAM, MINE INDEX NO. 7457, MINGO COUNTY, W. VA., SUBDISTRICT 8, RAIL SHIPPING POINT: DELBARTON, W. VA., F. O. G. 130, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	M	M	M	M	M	M	M	M	M	M	M
Rail shipments and railroad fuel.....	365	360	350	340	335	330	325	320	315	310	305
Truck shipment.....	395	375	360	350	335	310	275	270			

LEE & NORDAY, % RUTUS LEE, WALLINS CREEK, KY., OAMP CREEK MINE, HARLAN SEAM, MINE INDEX NO. 7404, HURDAN COUNTY, KY., SUBDISTRICT 2, RAIL SHIPPING POINT: WALLINS, KY., F. O. G. 130, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	O	O	O	O	O	O	O	O	O	O	O
Rail shipments and railroad fuel.....	360	355	340	340	335	330	325	320	315	310	305
Truck shipment.....	395	375	360	350	335	310	275	270			

MARLOWE COAL CO., 500 FIRST NAT'L BANK BLDG., LEXINGTON, KY., WHITE OAK MINE, HAZARD No. 9 SEAM, MINE INDEX NO. 7403, PERRY COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: DEFIANCE, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	M	M	M	M	M	M	M	M	M	M	M
Rail shipments and railroad fuel.....	365	365	360	360	355	350	345	340	335	330	325
Truck shipment.....	395	375	360	350	335	310	275	270			

This order shall become effective October 2, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 1st day of October 1945.
CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18188; Filed, Oct. 1, 1945; 11:49 a.m.]

[MPR 120, Order 1479]
DAVE ADDINGTON ET AL.
ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS
For the reasons set forth in an accompanying opinion, and in accordance with

ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

DAYADINGTON, WHITESBURG, KY., ADDINGTON MINE, ELKHORN SEAM, MINE INDEX NO. 7402, LEITCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: BELCHART, KY., F. O. G. 02, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	K	K	K	K	K	K	K	K	K	K	K
Rail shipments and railroad fuel.....	350	375	365	365	360	350	330	325	325	310	300
Truck shipment.....	395	375	360	350	335	310	275	270			

T. C. COLLINS, WHITESBURG, KY., T. C. COLLINS MINE, WHITESBURG SEAM, MINE INDEX NO. 7405, LEITCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: BELCHART, KY., F. O. G. 02, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	M	M	M	M	M	M	M	M	M	M	M
Rail shipments and railroad fuel.....	365	365	360	360	360	350	330	325	325	310	300
Truck shipment.....	395	375	360	350	335	310	275	270			

GAY MINING CO., MT. GAY, W. VA., DEN CREEK No. 2 MINE, UPPER CEDAR GROVE SEAM, MINE INDEX NO. 7420, MINGO COUNTY, W. VA., SUBDISTRICT 8, RAIL SHIPPING POINT: TIMBART, W. VA., F. O. G. 130, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	O	O	O	O	O	O	O	O	O	O	O
Rail shipments and railroad fuel.....	360	355	340	340	335	335	325	320	320	315	310
Truck shipment.....	395	375	360	350	335	310	275	270			

SAUNDERS COAL CO., GREENVIEW, W. VA., SAUNDERS No. 7 MINE, ALMA SEAM, MINE INDEX NO. 7418, BOONE COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT: GREENVIEW, W. VA., F. O. G. 123, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	Q	Q	Q	Q	Q	Q	Q	Q	Q	Q	Q
Rail shipments and railroad fuel.....	340	335	335	335	335	335	325	320	320	315	310
Truck shipment.....	395	375	360	350	335	310	275	270			

CINDERELLA COAL CO., CINDERELLA, W. VA., NEW CINDERELLA MINE, VANDEDE SEAM, MINE INDEX NO. 7415, FIRE COUNTY, KY., SUBDISTRICT 8, RAIL SHIPPING POINT: HAYFIELD, KY., F. O. G. 130, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 1

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	Q	Q	Q	Q	Q	Q	Q	Q	Q	Q	Q
Rail shipments and railroad fuel.....	340	335	335	335	335	335	325	320	320	315	310
Truck shipment.....	395	375	360	350	335	310	275	270			

Previously established.

Subject to the provisions of Revised Order No. 1432 under MPR 120 above rail prices plus 50 cents.]
[MPR 120, Order 1473]
EAGLE BRANCH COAL CO. ET AL.
ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS
For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, it is ordered:
Producers identified herein operate named mines assigned the mine index

PEARL FARLER, BULAN, KY., FARLER No. 2 MINE, HAZARD No. 4 SEAM, MINE INDEX NO. 7451, PERRY COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: FEETHEM, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	K	K	K	K	K	K	K	K	K	K	K
Rail shipments and railroad fuel.....	350	375	365	365	360	350	330	325	325	310	300
Truck shipment.....	395	375	360	350	335	310	275	270			

HACKWORTH BROTHERS COAL CO., RICEVILLE, KY., HACKWORTH MINE, ELKHORN No. 2 SEAM, MINE INDEX NO. 7402, JOHNSON COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: RICEVILLE, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 2

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	F	F	F	F	F	F	F	F	F	F	F
Rail shipments and railroad fuel.....	400	395	385	385	380	370	360	350	340	330	320
Truck shipment.....	430	410	395	385	370	355	340	325	315	300	295

LANDO COAL CORP., P. O. BOX 1038, HUNTINGTON, W. VA., LANDO MINE No. 2, CEDAR GROVE SEAM, MINE INDEX NO. 7457, MINGO COUNTY, W. VA., SUBDISTRICT 8, RAIL SHIPPING POINT: DELBARTON, W. VA., F. O. G. 130, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification.....	M	M	M	M	M	M	M	M	M	M	M
Rail shipments and railroad fuel.....	365	360	350	340	335	330	325	320	315	310	305
Truck shipment.....	395	375	360	350	335	310	275	270			

numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendments for the price classifications of the 120.

TABLE BRANCH COAL CO., % MR. AUSTIN ROSS, MANCHESTER, KY., DEER GROVE MINE, HORSE CREEK SEAM, MINE INDEX No. 7476, CLAY COUNTY, KY., SUBDISTRICT 9, RAIL SHIPPING POINT: MANCHESTER, KY., F. O. G. 111, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 6.

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21
Price classification.....	M	M	M	M	M	K	K	J	G	G	K
Rail shipments and railroad fuel.....	350	350	375	375	375	375	375	375	375	375	375
Truck shipment.....	350	375	375	375	375	375	375	375	375	375	375

ELKHORN COAL CO., % OSCAR EHRING, BOX 639, JEFFERSON, KY., ELKHORN MINE, ELKHORN No. 2, SEAM, MINE INDEX No. 7453, FIFE COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: JEFFERSON, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5.

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21
Price classification.....	M	M	M	M	M	K	K	J	G	G	K
Rail shipments and railroad fuel.....	350	350	375	375	375	375	375	375	375	375	375
Truck shipment.....	350	375	375	375	375	375	375	375	375	375	375

KING & WITKOWSKI, R. F. D. No. 1, Poca, W. Va., KING & WITKOWSKI MINE, PITTSBURGH No. 8 SEAM, MINE INDEX No. 7471, PUTNAM COUNTY, W. Va., SUBDISTRICT 4, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 6.

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21
Price classification.....	M	M	M	M	M	K	K	J	G	G	K
Rail shipments and railroad fuel.....	350	350	375	375	375	375	375	375	375	375	375
Truck shipment.....	350	375	375	375	375	375	375	375	375	375	375

OTTO PRICE, STAN, KY., PRICE'S MINE, 63 SEAM, MINE INDEX No. 7463, PUTNAM COUNTY, KY., SUBDISTRICT 6, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5.

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21
Price classification.....	M	M	M	M	M	K	K	J	G	G	K
Rail shipments and railroad fuel.....	350	350	375	375	375	375	375	375	375	375	375
Truck shipment.....	350	375	375	375	375	375	375	375	375	375	375

D. D. SERGEANT COAL CO., WHITESBURG, KY., SERGEANT MINE, WHITESBURG SEAM, MINE INDEX No. 7467, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: BELCHERTON, KY., F. O. G. 169, SHARP MINE, MAXIMUM TRUCK PRICE GROUP No. 5.

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21
Price classification.....	M	M	M	M	M	K	K	J	G	G	K
Rail shipments and railroad fuel.....	350	350	375	375	375	375	375	375	375	375	375
Truck shipment.....	350	375	375	375	375	375	375	375	375	375	375

JACK SOUTH COAL CO., 65 JACK SOUTH, BLACKSBURG, KY., SOUTH MINE, HAZARD #4 SEAM, MINE INDEX No. 7463, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: BLACKSBURG, KY., F. O. G. 100, DEEP MINE, MAXIMUM TRUCK PRICE GROUP No. 5.

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21
Price classification.....	M	M	M	M	M	K	K	J	G	G	K
Rail shipments and railroad fuel.....	350	350	375	375	375	375	375	375	375	375	375
Truck shipment.....	350	375	375	375	375	375	375	375	375	375	375

¹ Subject to the provisions of Revised Order No. 1433 under MPR 120 above rail prices plus 50 cents.

STANDLER COAL CO., MAYKING, KY., SPANGLER MINE, ELKHORN SEAM, MINE INDEX No. 7476, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: MAYKING, KY., F. O. G. 62, MAXIMUM TRUCK PRICE GROUP No. 6, DEEP MINE

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21
Price classification.....	K	K	K	K	K	K	J	G	E	G	J
Rail shipments and R. R. fuel.....	350	375	375	375	375	375	375	375	375	375	375
Truck shipment.....	350	375	375	375	375	375	375	375	375	375	375

WATTS COAL CO., O/O COY. WATTS, HANCOCK, KY., WATTS MINE, HAZARD No. 4 SEAM, MINE INDEX No. 7465, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: BRACKLEY, KY., F. O. G. 100, MAXIMUM TRUCK PRICE GROUP No. 5, DEEP MINE

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21
Price classification.....	M	M	M	M	M	K	K	J	G	G	K
Rail shipments and R. R. fuel.....	350	350	375	375	375	375	375	375	375	375	375
Truck shipment.....	350	375	375	375	375	375	375	375	375	375	375

¹ Subject to the provisions of Revised Order No. 1433 under MPR 120 above rail prices plus 50 cents.

This order shall become effective October 2, 1945.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-10180; Filed, Oct. 1, 1945; 11:50 a. m.]

[MPR 120, Order 1474]

CENTRAL ELKHORN COAL CO. ET AL.

ORDER OF ADJUSTMENT

For the reasons set forth in an opinion

plus the sum of 10 cents per net ton:

Sub-district	Mine index	Producer	Mine name
1	729	Central Elkhorn Coal Co.	No. 3 (Lower Seam).
1	729	Elkhorn Coal Co.	No. 4.
1	729	Elkhorn Coal Co.	Weeksburg.
1	729	Elkhorn Coal Co.	Tricalia No. 3.
1	729	Elkhorn Coal Co.	Carlow-Splint.
1	729	Elkhorn Coal Co.	Mohr.
1	729	Elkhorn Coal Co.	No. 2.
1	729	Elkhorn Coal Co.	Darb Park.
1	729	Elkhorn Coal Co.	Monteal No. 2.
1	729	Elkhorn Coal Co.	Hoff Creek.
1	729	Elkhorn Coal Co.	Ward No. 3.
1	729	Elkhorn Coal Co.	Acme.
1	729	Elkhorn Coal Co.	Merrill Nos. 1 and 3.
1	729	Elkhorn Coal Co.	No. 11.
1	729	Elkhorn Coal Co.	Larline.
1	729	Elkhorn Coal Co.	Elkhorn.
1	729	Elkhorn Coal Co.	Ward No. 5.
1	729	Elkhorn Coal Co.	Hickory.
1	729	Elkhorn Coal Co.	Elkhorn No. 2.
1	729	Elkhorn Coal Co.	Elkhorn Nos. 1 and 2.
1	729	Elkhorn Coal Co.	Elkhorn No. 2.
1	729	Elkhorn Coal Co.	Dumber No. 1.
1	729	Elkhorn Coal Co.	Dumber No. 1.
1	729	Elkhorn Coal Co.	Dumber No. 2.
1	729	Elkhorn Coal Co.	Derby No. 3 and Derby Premis.
1	729	Elkhorn Coal Co.	Rudra No. 6 and Rudra Premis.
1	729	Elkhorn Coal Co.	Dumber No. 6.
1	729	Elkhorn Coal Co.	Therney.

(b) Bituminous coal produced at the following described mines, all of which are located in District No. 8, may be sold and purchased at the maximum prices established for the respective mines by

§ 1340.219 of Maximum Price Regulation No. 120 or by order of adjustment issued under § 1340.207 (a) of Maximum Price Regulation No. 120 prior to May 1, 1945, plus the sum of 20 cents per net ton:

Subdistrict	Mine index	Producer	Mine name
1	285	Elkhorn Coal Co.	King Kona No. 2.
1	193	do.	No. 6.
1	2515	Grayson Block Mining Co.	Grayson Block.
1	45	James Hatcher Land Co.	Big Shoal.
2	5573	Harlan-Wallins Coal Corp.	No. 6.
2	540	Turner Fuel Co.	Darby.
2	5693	R. C. Tway Coal Co.	Tway.
2	561	Yocum Creek Coal Co.	No. 1.
3	223	Depue Coal Co.	Kings Creek.
3	207	Fourseam Coal Corp.	Fourseam.
4	341	American Rolling Mill Co.	Montcoal No. 1.
4	439	Dixport Coal Co.	Star Slope.
4	405	Elk River Coal & Lbr. Co.	Rich Run.
4	860	Hope Coal Co.	No. 3.
4	2575	do.	No. 1.
4	186	Raleigh-Wyoming Coal Co.	Edwight No. 1.
6	7283	Brimstone Coal Corp.	Brimstone.
6	410	Cambria Coal Co.	Royal.
6	142	do.	Cross Mountain.
6	7293	Clear Fork Coal Co., Inc.	Clear Fork Jellico.
6	513	Diamond Coal Mining Co.	Kentucky.
6	354	Etna Coal & Coke Co.	Nurex.
6	1563	Excelsior Mining Co.	Excelsior.
6	5643	Garmada Coal Co.	Poplar Lick.
6	7097	Mahan-Ellison Coal Co.	Mahan-Ellison.
6	7201	Frank Marcum	No. 3.
6	378	Premier Jellico Coal Co.	Premier.
6	1826	Saxton Coal Corp.	Saxton.
7	452	Straight Fork Coal Co.	Straight Fork.
7	364	Blackwood Fuel Co.	Pardee.
7	80-7343	do.	Calvin.
7	353	Norton Coal Co.	No. 11.
8	76	Buffalo-Winfrede Coal Co.	Buffalo-Winfrede.
8	350	Dayton Coal Co.	New Howard.

(c) Except as is specifically provided in this order the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal produced in District No. 8 shall remain in effect.

(d) All invoices in connection with the sale of bituminous coal priced under this order shall state that the price charged was established by Order No. 1474 under Maximum Price Regulation No. 120 of the Office of Price Administration.

(e) This order may be amended or revoked by the price administrator, at any time.

This order shall become effective October 1, 1945.

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18191; Filed, Oct. 1, 1945;
11:50 a. m.]

[MPR 260, Amdt. 1 to Order 286]

COMONDO CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation 260, *It is ordered*, That:

The maximum prices for the "Mariano Morales-Presidents", "Mariano Morales-Gracielas", "Mariano Morales-Caya", "Mariano Morales-Selectos", "Sara de Soto-Selectos", and "Montford-Selectos" cigars set forth in paragraph (a) of Order No. 286 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Mariano Morales	Presidents	50	Per M \$133.00	18
	Gracielas	50	101.25	2 for 27
	Caya	50	64.00	8
	Selectos	50	48.00	6
Sara de Soto	do.	50	48.00	6
Montford	do.	50	48.00	6

This amendment shall become effective October 2, 1945.

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18192; Filed, Oct. 1, 1945;
11:51 a. m.]

[MPR 260, Amdt. 1 to Order 480]

MORALES CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation 260, *It is ordered*, That:

The maximum prices for the "Mariano Morales-Presidents" and "Mariano Morales-Caya" cigars set forth in paragraph (a) of Order No. 480 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Mariano Morales	Presidents	50	Per M \$133	18
	Caya	50	64	8

This amendment shall become effective October 2, 1945.

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18193; Filed, Oct. 1, 1945;
11:51 a. m.]

[MPR 260, Amdt. 2 to Order 1078]

JOSEPH A. CADIEUX

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation 260; *It is ordered*, That:

The maximum prices for the "Westover-Westover" cigar set forth in paragraph (a) of Order No. 1078 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Westover	Westover	to	Per M \$75	Cents 10

¹ These prices apply to this brand and frontmark only using Havana long filler (Type 81) as specified in amended application.

This amendment shall become effective October 2, 1945.

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18194; Filed, Oct. 1, 1945;
11:51 a. m.]

[MPR 260, Order 1878]

GRADIAZ, ANNIS & CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Gracia, Annis & Company, Inc., P. O. Box 1122, 2311 18th Street, Tampa 1, Fla. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Castano	Falmores	to	Per M \$200	Cents 20
Shakespeare	do.	to	200	20

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this or-

der, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective October 2, 1945.

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18195; Filed, Oct. 1, 1945;
11:51 a. m.]

[MPR 260, Order 1879]

FRANK BECERRA

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Frank Becerra, Feria St. No. 16, Santurce, P. R. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic

cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Frank's Cigars...	Carica..... Capitol.....	10 10	Per M \$18.09	Cents 0 12

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective October 2, 1945.

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18196; Filed, Oct. 1, 1945;
11:52 a. m.]

[MPR 260, Order 1839]

M. S. CIGAR MANUFACTURER

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) M. S. Cigar Manufacturer, 213 So. Broadway, Los Angeles 12, Calif. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Victor Regent....	Panatcha.....	10	Per M \$75	Cents 10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective October 2, 1945.

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18197; Filed, Oct. 1, 1945;
11:52 a. m.]

[MPR 389, Order 30]

CUDAHY PACKING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On August 24, 1945, Cudahy Packing Co., Chicago, Illinois, on behalf of its Fall River, Massachusetts, branch plant, filed an application for the establishment of maximum prices on sales of the sausage product known as Linguicia Portuguese Sausage and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-35.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as Linguicia Portuguese Sausage, having a yield not in excess of 82%, and made by Cudahy Packing Co., Chicago, Illinois, only at its Fall River, Massachusetts branch plant in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, and sold only in the area customarily served by such Fall River, Massachusetts branch plant of the applicant, shall be determined by the seller as follows:

(1) The base price for this product is established at \$51.00 per hundredweight.

NOTE: If sold not boxed 25 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone descriptions provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the

"Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of Linguicia Portuguese Sausage to a wholesaler, peddler, truck seller, or intermediate distributor Cudahy Packing Co., shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for Linguicia Portuguese Sausage have been established by the Office of Price Administration at the base price of \$51.00 per hundredweight to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler, truck seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of Linguicia Portuguese Sausage to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for Linguicia Portuguese Sausage have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 389.

(d) That all pertinent provisions of maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 30 may be revoked or amended by the Price Administrator at any time.

This Order No. 30 shall become effective October 2, 1945.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419).

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18198; Filed, Oct. 1, 1945;
11:52 a. m.]

[Admin. Exception Order 12 Under Rev. RO 16; Admin. Exception Order 7, Under 2d Rev. RO 3]

SURRENDER OF RATION EVIDENCES BY CANADIAN NATIONAL RAILWAYS

The Canadian National Railways run special trains for the purpose of transporting armed forces and Merchant Marine personnel traveling under orders in large groups from Canada to the United States and from the United States to

Canada. These trains are made up in Canada and, if to be used to transport such personnel from the United States to Canada, are run empty to the United States; the commissary or dining cars attached to them are stocked with food in Canada, which is used only to feed the passengers on the trains.

Under Revised Ration Order 16 and Second Revised Ration Order 3, the Canadian National Railways have been obliged to surrender ration evidences to the Collector of Customs for all food rationed under these orders brought into the United States in the commissary or dining cars attached to these trains. The railroad has requested relief from the obligation to surrender ration evidences to the United States Collector of Customs in this situation.

Granting this relief will not impair the policy of any of the ration orders affected, since the supply of rationed foods available for civilians will not be decreased thereby nor will the railroad, as an institutional user, secure more than a fair share of rationed foods for service to civilians.

It is hereby ordered, That the Canadian National Railways are authorized to import foods rationed under Revised Ration Order 16 and Second Revised Ration Order 3 without surrendering ration evidences for such foods to the Collector of Customs under the following conditions:

(1) The foods must be imported for use in the service of meals on trains operated solely for the transportation of armed forces and Merchant Marine personnel traveling under orders from the United States to Canada or from Canada to the United States.

(2) The foods must be imported on the trains on which they are to be used.

(3) The Canadian National Railways must file with the Collector of Customs or his deputy, at the time the foods are imported into the United States, a list of the rationed foods imported, the amounts thereof, and a statement that the train on which they are imported meets the conditions set forth in paragraph (1) above.

The Collector of Customs shall turn over each month to the District Office for the area in which the point of entry is located all such lists and statements filed during the preceding month.

It is further ordered, That any other common carrier may be authorized to import foods rationed under Revised Ration Order 16 and Second Revised Ration Order 3 without surrendering ration evidences to the Collector of Customs in a similar situation. Such authority may be granted in writing by the Deputy Administrator for Rationing, Office of Price Administration, Washington 25, D. C.

This order shall become effective October 1, 1945.

Issued this 1st day of October 1945.

MAX McCULLOUGH,
Deputy Administrator of Rationing.

[F. R. Doc. 45-18263; Filed, Oct. 1, 1945;
4:59 p. m.]

[MPR 86, Order 5]

ELECTRIC HOUSEHOLD UTILITIES CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 5 and 14 of Maximum Price Regulation No. 86, it is ordered:

SECTION 1. Manufacturer's ceiling prices. (a) The Hurley Machine Division of the Electric Household Utilities Corporation, 54th Avenue and Cermak Road, Chicago, Illinois, may not adjust its ceiling prices established under Section 3 of Maximum Price Regulation No. 86 by all or any part of the amount provided in section 5 of that regulation.

(b) A revocation in whole or in part of the denial of permission to make the reconversion adjustment will be issued under the circumstances stated below:

(1) If the manufacturer, within 15 days after the issuance of this order, files a written application with the Office of Price Administration, Washington, D. C., for such a revocation, and it appears that his average ceiling price for each type of machine he produced between the date he resumed production of those articles for general civilian consumption and the date this order was issued, is not more than 7.7 percent greater than his average net selling price for machines of those types during the six month period January 1 to June 30, 1941, increased by 10 percent.

Any adjustment granted pursuant to this paragraph will be made retroactive to the date on which the ceiling prices fixed by Maximum Price Regulation No. 86 became applicable to the manufacturer's sales.

(2) If the manufacturer files a written application with the Office of Price Administration, Washington, D. C., for such a revocation at any time in the future, and it appears that his average ceiling price for each type of machine which he will produce in the 90 days following the date of his application is not more than 7.7 percent greater than his average net selling price for machines of those types during the six month period January 1 to June 30, 1941, increased by 10 percent.

Any adjustment granted pursuant to this paragraph will apply only to sales and deliveries made by the manufacturer on and after the effective date of the order granting the adjustment.

(3) The extent of the adjustment which will be permitted under this paragraph (b) will be 7.7 percent if it appears that the manufacturer's average ceiling price for each type of machine (computed according to the applicable one of the above provisions) is not above his average net selling price during the six month period January 1 to June 30, 1941, increased by 10 percent. The adjustment permitted will, however, be lower than 7.7 percent to the extent that it is necessary to compensate for the amount by which the manufacturer's average ceiling price (computed in the same manner) exceeds that average net selling price, increased by 10 percent. All computations of both the average ceiling

prices and the average net selling price shall be made on the basis of sales to the same class of purchasers.

SEC. 2. Distributor's ceiling prices. A distributor selling any articles for which the manufacturer's ceiling prices are established by paragraph (a) above, shall determine his ceiling prices for such articles in accordance with the provisions of section 15 of Maximum Price Regulation No. 86, except that he shall exclude from his ceiling prices so established the 4.9% increase allowed by that section.

If the manufacturer applies under section 1 (b) (1) of this order for a revocation in whole or in part of the denial to him of permission to make the reconversion adjustment, distributors are hereby authorized to sell any articles which may be affected by any action taken on that application, at a price to be adjusted upward in accordance with the action which may be taken on the manufacturer's application by the Office of Price Administration after delivery by the distributor.

SEC. 3. Dealer's ceiling prices. The ceiling price for sales by a dealer in each zone for the models listed below are as follows:

	Dealers' ceiling prices to consumers		
	Zone 1	Zone 2	Zone 3
Washing machines			
Model 42-S.....	Each \$23.95	Each \$24.95	Each \$25.95
Model 42-8 ER.....	23.95	24.95	24.95
Model 42-9 ER.....	23.95	24.95	24.95
Ironing machines			
Model 88.....	24.95	24.95	24.95
Model 89.....	42.95	44.95	44.95

These ceiling prices are subject to each retail seller's customary terms, discounts, allowances and other conditions of sale applied by him to sales of similar articles during the period October 1-15, 1941, inclusive.

Sec. 4. Zones. For purposes of this order Zones 1, 2, and 3 comprise the following states:

Zone 1. Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, West Virginia, Ohio, Indiana, Illinois, Kentucky, Michigan, Wisconsin, Minnesota, Iowa, Missouri, Nebraska, Kansas, North Dakota, South Dakota, Montana, Idaho, Utah, Wyoming, Colorado, Arizona, New Mexico, Nevada, California and the District of Columbia.

Zone 2. Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Tennessee, Arkansas, Louisiana, Oklahoma, and Texas.

Zone 3. Oregon and Washington.

Sec. 5. Notification. At the time of or prior to the first invoice to each purchaser for resale the manufacturer shall notify each purchaser for resale of the ceiling prices established by this order for resales by the purchaser. This notice may be given in any convenient form.

Sec. 6. General provisions. (a) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and

deliveries of articles covered by this order, except to the extent that those provisions are modified by this order.

(b) Unless the context otherwise requires the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective the 4th day of October 1945.

Issued this 1st day of October 1945.

CHESTER BOWLES,
Administrator.

[P. R. Doc. 45-18263; Filed, Oct. 1, 1945;
4:59 p. m.]

[MPR 591, Order 39]

COPELAND REFRIGERATION CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, it is ordered:

(a) **Adjustment of maximum prices for the Copeland Refrigeration Corporation, Sidney, Ohio.** (1) This order permits the Copeland Refrigeration Corporation of Sidney, Ohio, to increase its maximum net prices to each class of customer of its refrigeration products, as described in its application of June 16, 1945, by 6½ percent.

(2) The maximum net prices enumerated in (a) (1) above are subject to cash discounts and transportation allowances at least as favorable as those granted as a deduction from net prices to each class of customer during March 1942 on comparable sales of similar commodities.

(b) **Maximum prices for resellers.** All resellers of the refrigeration products for which adjustment is granted the Copeland Refrigeration Corporation except manufacturers who purchase such items for use in the manufacture of other refrigeration items, may add the same percentage markup to their new cost as in effect on these items during March 1942.

(c) **Notification to all purchasers.** The Copeland Refrigeration Corporation shall send the following notice to every purchaser of the commodities adjusted by this order at or before the time of the first billing after the effective date of this order.

Order No. 36 under section 16 (b) (1) of Maximum Price Regulation No. 591 provides for a 6½ percent increase in net prices for sales of refrigeration products manufactured by the Copeland Refrigeration Corporation. Resellers except manufacturers who purchase such items for use in the manufacture of other refrigeration items, may add the same percentage markup to their new cost as in effect on these items during March 1942.

(d) All prayers of the application of the Copeland Refrigeration Corporation not granted in this order are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective October 1, 1945.

Issued this 1st day of October, 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-18264; Filed Oct. 1, 1945;
4:59 p. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register September 25, 1945.

REGION I

* Boston Order 10-F, Amendment 6, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 10:30 a. m.
Concord Order 9-F, Amendment 19, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:26 a. m.
Concord Order 10-F, Amendment 4, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:26 a. m.
Concord Order 11-F, Amendment 4, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:26 a. m.
Concord Order 12-F, Amendment 4, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:27 a. m.
Concord Order 21-C, Amendment 1, covering poultry in the state of New Hampshire. Filed 10:25 a. m.
Concord Order 22-C, Amendment 1, covering poultry in the state of New Hampshire. Filed 10:25 a. m.
Hartford Order 7-F, Amendment 18, covering fresh fruits and vegetables in the New Haven Area. Filed 10:25 a. m.
Hartford Order 8-F, Amendment 19, covering fresh fruits and vegetables in the Bridgeport Area. Filed 10:25 a. m.
Hartford Order 9-F, Amendment 4, covering fresh fruits and vegetables in certain areas in Connecticut. Filed 10:25 a. m.
Montpelier Order 2-F, Amendment 16, covering fresh fruits and vegetables in certain areas in Vermont. Filed 10:28 a. m.
Montpelier Order 2-F, Amendment 17, covering fresh fruits and vegetables in certain areas in Vermont. Filed 10:28 a. m.
Providence Order 3-F, Amendment 19, covering fresh fruits and vegetables in certain areas in Rhode Island. Filed 10:27 a. m.
Providence Order 4-F, Amendment 8, covering fresh fruits and vegetables in certain areas in Rhode Island. Filed 10:27 a. m.

REGION II

Altoona Order 2-F, Amendment 36, covering fresh fruits and vegetables in the entire Altoona Area. Filed 10:28 a. m.
Altoona Order 2-F, Amendment 37, covering fresh fruits and vegetables in the entire Altoona Area. Filed 10:28 a. m.
New York Order 9-F, Amendment 30, covering fresh fruits and vegetables in the five boroughs of New York City. Filed 10:28 a. m.
New York Order 10-F, Amendment 30, covering fresh fruits and vegetables in all of Nassau and Westchester Counties, New York. Filed 10:28 a. m.
New York Order 9-O, covering eggs in Region II. Filed 10:22 a. m.
New York Order 10-O, covering eggs in Region II. Filed 10:22 a. m.
New York Order 11-O, covering eggs in Region II. Filed 10:21 a. m.
New York Order 12-O, covering eggs in Region II. Filed 10:21 a. m.
New York Order 13-F, Amendment 2, covering fresh fruits and vegetables in certain counties in New York. Filed 10:29 a. m.

Philadelphia Order 33, Amendment 3, covering poultry in the city and county of Philadelphia, Pennsylvania. Filed 10:10 a. m.

Pittsburgh Order 13, Amendment 5, covering dry groceries in certain counties in Pennsylvania. Filed 10:17 a. m.

Pittsburgh Order 14, Amendment 5, covering dry groceries in certain counties in Pennsylvania. Filed 10:17 a. m.

Pittsburgh Order 15, Amendment 4, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:17 a. m.

Trenton Order 12-F, Amendment 25, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 10:29 a. m.

REGION III

Cincinnati Order 24, covering dry groceries in certain counties in Ohio. Filed 10:17 a. m.

Cincinnati Order 25, covering dry groceries in certain counties in Ohio. Filed 10:17 a. m.

REGION IV

Atlanta Order 6-F, Amendment 52, covering fresh fruits and vegetables in the Atlanta-Decatur Area. Filed 10:29 a. m.

Atlanta Order 7-F, Amendment 20, covering fresh fruits and vegetables in certain areas in Georgia. Filed 10:29 a. m.

Atlanta Order 8-F, Amendment 20, covering fresh fruits and vegetables in certain areas in Georgia. Filed 10:32 a. m.

Atlanta Order 9-F, Amendment 23, covering fresh fruits and vegetables in Bibb and Muscogee Counties, Georgia and Phenix City, Alabama. Filed 10:32 a. m.

Atlanta Order 18, Amendment 8, covering dry groceries in certain areas in the states of Georgia and Alabama. Filed 10:24 a. m.

Atlanta Order 20, Amendment 8, covering eggs in certain counties in Georgia. Filed 10:24 a. m.

Atlanta Order 26, Amendment 3, covering dry groceries in certain areas in Georgia. Filed 10:24 a. m.

Atlanta Order 27, Amendment 1, covering dry groceries in certain areas in the Atlanta Area. Filed 10:24 a. m.

Atlanta Order 28, Amendment 3, covering dry groceries in certain areas in the Atlanta Area. Filed 10:24 a. m.

Birmingham Order 4-F, Amendment 18, covering fresh fruits and vegetables in the certain counties in the Birmingham Area. Filed 10:29 a. m.

Jackson Order 4-F, Amendment 45, covering fresh fruits and vegetables in certain areas in Mississippi. Filed 10:31 a. m.

Jackson Order 4-F, Amendment 48, covering fresh fruits and vegetables in certain areas in Mississippi. Filed 10:30 a. m.

Jackson Order 5-F, Amendment 13, covering fresh fruits and vegetables in certain areas in Mississippi. Filed 10:29 a. m.

REGION VI

La Crosse Order 1-F, Amendment 89, covering fresh fruits and vegetables in La Crosse and Sparta, Wisconsin and Winona, Minnesota. Filed 10:30 a. m.

La Crosse Order 2-F, Amendment 84, covering fresh fruits and vegetables in Eau Claire and Chippewa Falls, Wisconsin. Filed 10:30 a. m.

La Crosse Order 5-F, Amendment 83, covering fresh fruits and vegetables in Rochester, Minnesota. Filed 10:30 a. m.

La Crosse Order of Revocation of Order 9, covering food in certain areas in Wisconsin and Iowa. Filed 10:31 a. m.

La Crosse Order of Revocation of Order 12, covering food in certain areas in Wisconsin. Filed 10:31 a. m.

La Crosse Order of Revocation of Order 13, covering food in certain areas in Minnesota. Filed 10:31 a. m.

La Crosse Order of Revocation of Order 15, covering food in certain areas in Wisconsin and Minnesota. Filed 10:31 a. m.

Milwaukee Order 8-F, Amendment 25, covering fresh fruits and vegetables in Dane County, Wisconsin. Filed 10:31 a. m.

REGION VIII

Portland Order 16-F, Amendment 27, covering fresh fruits and vegetables in Bend, Oregon. Filed 10:33 a. m.

Portland Order 17-F, Amendment 28, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:23 a. m.

Portland Order 19-F, Amendment 23, covering fresh fruits and vegetables in Dalles, Oregon. Filed 10:23 a. m.

Portland Order 20-F, Amendment 24, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:23 a. m.

Portland Order 21-F, Amendment 24, covering fresh fruits and vegetables in Pendleton, Oregon. Filed 10:23 a. m.

Portland Order 22-F, Amendment 24, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:23 a. m.

Portland Order 27-F, Amendment 22, covering fresh fruits and vegetables in La Grange and Baker, Oregon. Filed 10:23 a. m.

Portland Order 28-F, Amendment 23, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:23 a. m.

Portland Order 29-F, Amendment 21, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:22 a. m.

Portland Order 30-F, Amendment 15, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:22 a. m.

Portland Order 31-F, Amendment 11, covering fresh fruits and vegetables in the Hood River-Clatskanie-McMinnville, Oregon, and Camas, Wash., Areas. Filed 10:22 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 45-18178; Filed Oct. 1, 1945;
11:47 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register September 25, 1945.

REGION I

Boston Order 7-F, Amendment 10, covering fresh fruits and vegetables in the Boston Area. Filed 2:25 p. m.

Boston Order 8-F, Amendment 10, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 2:25 p. m.

Boston Order 9-F, Amendment 17, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 2:28 p. m.

Boston Order 10-F, Amendment 10, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 2:28 p. m.

REGION II

Albany Order 10-F, covering fresh fruits and vegetables in certain areas in New York. Filed 2:28 p. m.

Binghamton Order 2-F, Amendment 40, covering fresh fruits and vegetables in certain counties in New York. Filed 2:30 p. m.

Camden Order 3-F, Amendment 49, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 2:30 p. m.

Camden Order 4-F, Amendment 49, covering fresh fruits and vegetables in Atlantic and Cape May Counties, New Jersey. Filed 2:30 p. m.

Buffalo Order 3-F, Amendment 20, covering fresh fruits and vegetables in certain cities in New York. Filed 2:31 p. m.

Buffalo Order 4-F, Amendment 20, covering fresh fruits and vegetables in certain cities in New York. Filed 2:31 p. m.

District of Columbia Order 5-F, Amendment 23, covering fresh fruits and vegetables

in certain areas in Region II. Filed 2:30 p. m.

Harrisburg Order 2-F, Amendment 35, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:30 p. m.

Harrisburg Order 2-F, Amendment 37, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:31 p. m.

Newark Order 7-F, Amendment 21, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 2:32 p. m.

New York Order 9-F, Amendment 29, covering fresh fruits and vegetables in the five boroughs in New York. Filed 2:29 p. m.

New York Order 10-F, Amendment 29, covering fresh fruits and vegetables in all of Nassau and Westchester Counties, New York. Filed 2:29 p. m.

New York Order 13-F, Amendment 1, covering fresh fruits and vegetables in all certain counties in New York. Filed 2:29 p. m.

Scranton Order 4-F, Amendment 40, covering fresh fruits and vegetables in certain areas in Pennsylvania. Filed 2:31 p. m.

Syracuse Order 3-F, Amendment 47, covering fresh fruits and vegetables in certain cities in New York. Filed 2:31 p. m.

Wilmington Order 4-F, Amendment 51, covering fresh fruits and vegetables in the entire state of Delaware. Filed 2:30 p. m.

REGION IV

Atlanta Order 10-F, Amendment 9, covering fresh fruits and vegetables in certain areas in Georgia. Filed 2:25 p. m.

Atlanta Order 30-C, Amendment 2, covering poultry in certain counties in Georgia. Filed 2:32 p. m.

Atlanta Order 31-C, Amendment 2, covering poultry in certain counties in Georgia. Filed 2:32 p. m.

Atlanta Order 32-C, Amendment 2, covering poultry in certain counties in Georgia and Alabama. Filed 2:32 p. m.

Atlanta Order 33-C, Amendment 2, covering poultry in certain counties in Georgia and Alabama. Filed 2:33 p. m.

Atlanta Order 34-C, Amendment 2, covering poultry in certain counties in Georgia. Filed 2:33 p. m.

Atlanta Order 34-C, Amendment 2, covering poultry in certain counties in Georgia. Filed 2:33 p. m.

Birmingham Order 3-F, Amendment 35, covering fresh fruits and vegetables in Jefferson County, Alabama. Filed 2:28 p. m.

Charlotte Order 3-F, Amendment 34, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 2:28 p. m.

Charlotte Order 3-F, Amendment 35, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 2:28 p. m.

Memphis Order 1-O, Amendment 5, covering eggs in Memphis and Shelby in the state of Tennessee. Filed 2:32 p. m.

REGION V

Oklahoma City Order 6-F, Amendment 2, covering fresh fruits and vegetables in certain areas in Oklahoma. Filed 2:32 p. m.

REGION VI

Green Bay Order 5-F, Amendment 30, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 2:33 p. m.

Green Bay Order 6-F, Amendment 31, covering fresh fruits and vegetables in Forest, Florence and Marinette. Filed 2:33 p. m.

Milwaukee Order 10-F, Amendment 8, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 2:27 p. m.

Quad-Cities Order 1-M, Amendment 1, covering certain malt beverages in certain areas in Iowa and Illinois. Filed 2:34 p. m.

Quad-Cities Order 2-F, Amendment 54, covering fresh fruits and vegetables in certain areas in Illinois and Iowa. Filed 2:33 p. m.

Quad-Cities Order 3-F, Amendment 31, covering fresh fruits and vegetables in certain areas in Illinois and Iowa. Filed 2:33 p. m.

Quad-Cities Order 43, covering dry groceries in certain areas in Iowa and Illinois. Filed 2:34 p. m.

REGION VII

Denver Order 76, Amendment 3, covering dry groceries in the Gunnison-Meeker-Silverton Area. Filed 2:34 p. m.

REGION VIII

Portland Order 15-F, Amendment 33, covering fresh fruits and vegetables in certain areas in California. Filed 2:35 p. m.

Spokane Order 8-F, Amendment 33, covering fresh fruits and vegetables in the Spokane County, Washington Area. Filed 2:27 p. m.

Spokane Order 9-F, Amendment 33, covering fresh fruits and vegetables in the Kootenai County, Idaho Area. Filed 2:27 p. m.

Spokane Order 10-F, Amendment 32, covering fresh fruits and vegetables in the Shoshone and Kootenai Counties, Idaho. Filed 2:26 p. m.

Spokane Order 11-F, Amendment 32, covering fresh fruits and vegetables in the Latah County, Idaho and Whitman County, Washington. Filed 2:26 p. m.

Spokane Order 12-F, Amendment 33, covering fresh fruits and vegetables in the Acotin County, Washington and Nez Perce County, Idaho. Filed 2:26 p. m.

Spokane Order 13-F, Amendment 35, covering fresh fruits and vegetables in Columbia and Walla Walla Counties, Washington. Filed 2:25 p. m.

Spokane Order 14-F, Amendment 34, covering fresh fruits and vegetables in Benton and Franklin Counties, Washington. Filed 2:25 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 45-18179; Filed, Oct. 1, 1945; 11:47 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register September 26, 1945.

REGION II

Newark Order 7-F, Amendment 23, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 10:15 a. m.

Wilmington Order 4-F, Amendment 53, covering fresh fruits and vegetables in the entire State of Delaware. Filed 10:16 a. m.

REGION III

Toledo Order 3-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:17 a. m.

Toledo Order 3-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:17 a. m.

Toledo Order 3-F, Amendment 3, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:17 a. m.

Toledo Order 3-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:17 a. m.

Toledo Order 3-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:17 a. m.

Toledo Order 3-F, Amendment 6, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:17 a. m.

Toledo Order 3-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:18 a. m.

Toledo Order 3-F, Amendment 8, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:18 a. m.

Toledo Order 4-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:18 a. m.

Toledo Order 4-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:18 a. m.

Toledo Order 4-F, Amendment 3, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:18 a. m.

Toledo Order 4-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:18 a. m.

Toledo Order 4-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:18 a. m.

Toledo Order 4-F, Amendment 6, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:18 a. m.

Toledo Order 4-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:19 a. m.

Toledo Order 4-F, Amendment 8, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:19 a. m.

Saginaw Order 27, covering dry groceries in all counties in the Saginaw Area. Filed 10:16 a. m.

Saginaw Order 1-O, covering eggs in the boundaries of the Saginaw Area. Filed 10:16 a. m.

REGION V

San Antonio Order 16, covering dry groceries in certain areas in Texas. Filed 10:15 a. m.

REGION VI

Moline Order 41 and 5-W, covering dry groceries in certain areas in Iowa and Illinois. Filed 10:15 a. m.

REGION VII

Salt Lake City Order 11-F, Amendment 15, covering fresh fruits and vegetables in certain areas in Utah. Filed 10:19 a. m.

Salt Lake City Order 12-F, Amendment 15, covering fresh fruits and vegetables in certain areas in Utah. Filed 10:19 a. m.

Salt Lake City Order 13-F, Amendment 15, covering fresh fruits and vegetables in certain areas in Utah. Filed 10:19 a. m.

REGION VIII

Los Angeles Order 4-F, Amendment 14, covering fresh fruits and vegetables in the Long Beach-San Bernardino Area. Filed 10:20 a. m.

Los Angeles Order 1-F, Amendment 7, covering fresh fruits and vegetables in certain areas in the county of Los Angeles. Filed 10:20 a. m.

Los Angeles Order 5-F, Amendment 14, covering fresh fruits and vegetables in the Los Angeles Area. Filed 10:19 a. m.

Los Angeles Order 5-F, Amendment 14, covering fresh fruits and vegetables in the Santa Barbara-Ventura and San Luis Obispo Areas. Filed 10:20 a. m.

Los Angeles Order 6-F, Amendment 14, covering fresh fruits and vegetables in the Santa Barbara-Ventura and San Luis Obispo Areas. Filed 10:20 a. m.

Nevada Order 11-F, Amendment 5-A, covering fresh fruits and vegetables in the Reno and Sparks Area. Filed 10:20 a. m.

Phoenix Order 3-M, covering malt beverages in certain areas in Arizona. Filed 10:23 a. m.

Phoenix District Order 9-F, Amendment 5, covering fresh fruits and vegetables in certain areas in Phoenix. Filed 10:20 a. m.

Phoenix Order 9-F, Amendment 6, covering fresh fruits and vegetables in the Phoenix Area. Filed 10:21 a. m.

Phoenix Order 10-F, Amendment 3, covering fresh fruits and vegetables in the Tucson Area. Filed 10:21 a. m.

Phoenix Order 10-F, Amendment 4, covering fresh fruits and vegetables in the Tucson Area. Filed 10:21 a. m.

Phoenix Order 10-F, Amendment 5, covering fresh fruits and vegetables in the Tucson Area. Filed 10:21 a. m.

Phoenix Order 11-F, Amendment 2, covering fresh fruits and vegetables in the Cochise Area. Filed 10:21 a. m.

Phoenix Order 11-F, Amendment 3, covering fresh fruits and vegetables in the Cochise Area. Filed 10:22 a. m.

Phoenix Order 11-F, Amendment 4, covering fresh fruits and vegetables in the Cochise Area. Filed 10:22 a. m.

Phoenix Adopting Order 12 under Basic Order 1-B, Amendment 4, covering dry groceries in the Southern Arizona Area. Filed 10:22 a. m.

Phoenix Adopting Order 16 under Basic Order 1-B, Amendment 3, covering dry groceries in the Eastern Arizona Area. Filed 10:23 a. m.

Seattle Order 6-F, Amendment 54, covering fresh fruits and vegetables in the Seattle and Bremerton, Washington Area. Filed 10:24 a. m.

Seattle Order 6-F, Amendment 55, covering fresh fruits and vegetables in the Seattle and Bremerton, Washington Area. Filed 10:24 a. m.

Seattle Order 7-F, Amendment 49, covering fresh fruits and vegetables in the Tacoma, Washington Area. Filed 10:24 a. m.

Seattle Order 7-F, Amendment 50, covering fresh fruits and vegetables in the Tacoma, Washington Area. Filed 10:24 a. m.

Seattle Order 8-F, Amendment 46, covering fresh fruits and vegetables in the Everett, Washington Area. Filed 10:25 a. m.

Seattle Order 8-F, Amendment 47, covering fresh fruits and vegetables in the Everett, Washington Area. Filed 10:25 a. m.

Seattle Order 9-F, Amendment 54, covering fresh fruits and vegetables in the Seattle and Bremerton, Washington Area. Filed 10:25 a. m.

Seattle Order 9-F, Amendment 55, covering fresh fruits and vegetables in the Seattle and Bremerton, Washington Area. Filed 10:25 a. m.

Seattle Order 10-F, Amendment 45, covering fresh fruits and vegetables in the Bellingham, Washington Area. Filed 10:25 a. m.

Seattle Order 10-F, Amendment 46, covering fresh fruits and vegetables in the Bellingham, Washington Area. Filed 10:25 a. m.

Seattle Order 11-F, Amendment 46, covering fresh fruits and vegetables in the Olympia, Washington Area. Filed 10:26 a. m.

Seattle Order 11-F, Amendment 47, covering fresh fruits and vegetables in the Olympia, Washington Area. Filed 10:27 a. m.

Seattle Order 12-F, Amendment 45, covering fresh fruits and vegetables in the Aberdeen and Hoquiam, Washington Area. Filed 10:27 a. m.

Seattle Order 12-F, Amendment 46, covering fresh fruits and vegetables in the Aberdeen and Hoquiam, Washington Area. Filed 10:27 a. m.

Seattle Order 13-F, Amendment 46, covering fresh fruits and vegetables in the Centralia and Chehalis, Washington Area. Filed 10:28 a. m.

Seattle Order 13-F, Amendment 47, covering fresh fruits and vegetables in the Centralia and Chehalis, Washington Area. Filed 10:28 a. m.

Seattle Order 14-F, Amendment 46, covering fresh fruits and vegetables in the Wenatchee and East Wenatchee, Washington Area. Filed 10:28 a. m.

Seattle Order 14-F, Amendment 47, covering fresh fruits and vegetables in the Wenatchee and East Wenatchee, Washington Area. Filed 10:28 a. m.

Seattle Order 15-F, Amendment 44, covering fresh fruits and vegetables in the Yakima, Washington Area. Filed 10:29 a. m.

Seattle Order 15-F, Amendment 45, covering fresh fruits and vegetables in the Yakima, Washington Area. Filed 10:29 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 45-18180; Filed, Oct. 1, 1945;
11:47 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 59-5]

MIDDLE WEST CORP. ET AL.

SUPPLEMENTAL NOTICE AND ORDER MAKING CERTAIN PARTIES RESPONDENTS

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 28th day of September 1945.

In the matter of The Middle West Corporation and its subsidiary companies, Respondents; File No. 59-5.

The Commission having on March 1, 1940, issued a notice of and order for hearing, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, directed to The Middle West Corporation, a registered holding company, and its subsidiary companies as respondents; and

The Commission, on June 27, 1940, having by order dismissed Hugh M. Morris, Trustee of the Estate of Midland United Company and its subsidiary companies from this proceeding, which subsidiary companies included Public Service Company of Indiana, Central Indiana Power Company, Northern Indiana Power Company, Terre Haute Electric Company, Inc., and Dresser Power Corporation; and in said order reserving the right to require such companies to take any action that the Commission may find necessary or appropriate to effect compliance with section 11 (b) of the act; and

The Commission having by order, on April 17, 1941, approved the consolidation of Public Service Company of Indiana, Central Indiana Power Company, Northern Indiana Power Company, Terre Haute Electric Company, Inc., and Dresser Power Corporation into a new corporation under the name of Public Service Company of Indiana, Inc.; and

It appearing that Public Service Company of Indiana, Inc., is a subsidiary company of The Middle West Corporation as defined in section 2 (a) (8) of the Public Utility Holding Company Act of 1935; and

The Commission having on August 23, 1945 issued an order reconvening hearing pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, notice of and order for hearing pursuant to section 11 (b) (2) of the Public Utility Holding Company Act of 1935 and order of consolidation, directed to The Middle West Corporation, a registered holding company, and its subsidiary companies as respondents; in which orders is set forth the direct and indirect common stock holdings of The Middle

West Corporation in its subsidiary company, the Public Service Company of Indiana, Inc., and in which orders it is ordered that particular attention be directed at such hearing to certain matters and questions relating to the said Public Service Company of Indiana, Inc.; and

It appearing further that fifty per centum (50%) or more of the outstanding voting securities of the following companies are directly or indirectly owned, controlled and held with power to vote by the Public Service Company of Indiana, Inc., and said companies are subsidiary companies of the Public Service Company of Indiana, Inc. and of The Middle West Corporation:

(1) Indiana Gas & Water Company, Inc., a corporation organized under the laws of the State of Indiana, is the owner of and engaged in the operation of gas, water, and ice properties in the State of Indiana.

(2) Union City Electric Company, a corporation organized under the laws of the State of Ohio, is the owner of and engaged in the operation of electric properties in the State of Ohio.

(3) South Construction Company, Inc., a corporation organized under the laws of the State of Indiana, is an inactive non-utility company.

(4) White River Corporation, a corporation organized under the laws of the State of Indiana, is inactive owning a small amount of farm land.

And it appearing further that the Public Service Company of Indiana, Inc., although not made a Respondent in these proceedings in or by the aforesaid notice and orders of August 23, 1945, was duly served with a copy of said notice and orders and were thereby notified of the pendency of these proceedings and of the direction by the Commission for the holding of hearings for the reception of evidence therein;

Now, therefore, it is ordered that said Public Service Company of Indiana, Inc., Indiana Gas & Water Company, Inc., Union City Electric Company, South Construction Company, Inc., and White River Corporation are hereby made respondents to the aforementioned proceedings:

It is further ordered that said Respondents, made such by this supplemental notice and order, be, and they are hereby, permitted to appear, adduce evidence and participate in the hearings as fully and to the same extent as if said Respondents had never been dismissed as parties hereto.

It is further ordered that the Secretary of the Commission shall serve notice of this supplemental notice and order upon The Middle West Corporation, Central Illinois Public Service Company, Kentucky Utilities Company, Old Dominion Power Company, Old Dominion Ice Corporation, South Fulton Light and Power Company, Dixie Power and Light Company, Public Service Company of Indiana, Inc., Indiana Gas & Water Company, Inc., Union City Electric Company, South Construction Company, Inc., and White River Corporation by registered mail; that such notice is hereby

given to the security holders and consumers of said companies and the State municipalities and political subdivisions of States within which are located any of the utility assets of such companies or under the laws of which any of such companies are incorporated, all State Commissions, State Securities Commissions and all agencies, authorities, judicial bodies or instrumentalities of the United States of America and of one of more States, municipalities or other political subdivisions having jurisdiction over such companies, or over any of the businesses, affairs, or operations of any of them; that such notice shall be further given by a general release of the Commission, distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935; and that further notice be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-18313; Filed, Oct. 2, 1945,
11:39 a. m.]

[File No. 70-1156]

AMERICAN POWER & LIGHT CO. AND CENTRAL
ARIZONA LIGHT AND POWER CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 28th day of September, A. D., 1945.

Notice is hereby given that an application or declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by American Power & Light Company ("American"), a subsidiary of Electric Bond and Share Company, both registered holding companies. Applicant designates section 12 (d) of the Act and Rules U-44 and U-50 thereunder as applicable to the proposed transaction.

All interested persons are referred to the application or declaration, which is on file in the office of this Commission for a statement of the transaction therein proposed which may be summarized as follows:

American owns 840,000 shares (all) of the common stock of Central Arizona Light and Power Company, a public utility company operating within the State of Arizona. American proposes to sell, pursuant to the competitive bidding requirements of Rule U-50, such shares of common stock and to use the proceeds of such sale as part of the cash required for the retirement of American's Gold Debenture Bonds, 6% Series due 2016, and Southwestern Power & Light Company 6% Gold Debenture Bonds, Series A, due 2022, assumed by American.

American requests that the order to be entered conform to the requirements

of section 371 and 1808 of the Internal Revenue Code, as amended, and recite that the proposed sale and transfer of the said common stock are necessary or appropriate to the integration or simplification of the holding company system of which American is a member and necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said application or declaration and that said application shall not be granted or said declaration be permitted to become effective except pursuant to further order of the Commission;

It is ordered, That a hearing on said matters under the applicable provisions of the act and the rules of the Commission thereunder be held on October 10, 1945 at 10:00 a. m., e. v. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in the proceedings shall notify the Commission in the manner provided by its rules of practice, Rule XVII, on or before October 8, 1945.

It is further ordered, That Robert P. Reeder, or any other officer or officers of the Commission designated by it for that purpose, shall preside at said hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by such application, particular attention will be directed at such hearing to the following questions:

(1) Whether the proposed sale of said common stock meets the requirements of the applicable provisions of the act, particularly section 12 (d) thereof.

(2) What terms and conditions, if any, with respect to the proposed transaction should be prescribed in the public interest or for the protection of investors and consumers.

(3) Generally, whether the proposed transaction complies in all respects with the applicable provisions of the act and the rules thereunder.

(4) Whether the proposed transaction is necessary or appropriate to effectuate the provisions of section 11 (b) of the act and whether the proposed transaction constitutes a step in compliance with the order of the Commission dated August 22, 1942, requiring the dissolution of American.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-18312; Filed, Oct. 2, 1945;
11:39 a. m.]

UNITED STATES COAST GUARD.

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R. S. 4405, 4417a, 4426, 4431, 4432, 4433, and 4491, as amended, 49 Stat. 1544, 54 Stat. 163-167 (46 U.S.C. 375, 391a, 404, 474, 475, 481, 489, 367, 526-526t), and Executive Order 9033, dated February 28, 1942 (3 CFR, Cum. Supp.), the following approval of equipment is prescribed:

BUOYANT CUSHION FOR MOTOROATS

15" x 15" x 2" Typha filled buoyant cushion, Approval No. B-270, manufactured by Shaw Upholstery Co., 5910 N. E. 2nd Avenue, Miami, Florida. (For use on motorboats of Classes A, 1, and 2, not carrying passengers for hire for the duration of the National Emergency and six months thereafter.)

LIFEBOAT COMPASSES

Lifeboat compass Model 2 (Assembly Dwg. No. AA, dated 25 September 1945), manufactured by the H. M. Welch Mfg. Co., Chicago, Illinois.

Lifeboat compass, Type LMC-101D (Assembly Dwg. No. D-1, dated 18 July 1945), manufactured by John E. Hand and Sons Co., Philadelphia, Pa.

LIFEBOAT

26' x 9' x 3.6' metallic car-propelled lifeboat (50-person capacity) (General Arrangement Dwg. No. 2053, dated 6 August 1945), submitted by Imperial Lifeboat & Davit Co., Inc., Athens, N. Y.

Dated: October 1, 1945.

L. T. CHALKER,
Rear Admiral, U. S. C. G.,
Acting Commandant.

[F. R. Doc. 45-18303; Filed, Oct. 2, 1945;
11:31 a. m.]

WAR PRODUCTION BOARD.

[C-382, Revocation]

HAMPDEN BRASS CO., ET AL.

CONSENT ORDER

Pursuant to an agreement between Hampden Brass Company, Lincoln Park Construction and Equipment Company, Pioneer Valley Refrigeration Warehouse, the Regional Compliance Manager and the Regional Attorney, Consent Order C-382 was issued July 3, 1945, in consequence of a violation of Conservation Order L-41. The respondents have applied for revocation of the Consent Order with the approval of the Regional Compliance Manager and the Regional Attorney.

The parties to the agreement having now agreed that such order should be revoked, it is hereby ordered that: *Consent Order C-382* be revoked.

Issued this 2d day of October 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-18304; Filed, Oct. 2, 1945;
11:35 a. m.]

